

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CRM-M-9612 of 2015
Date of decision: 27.3.2015

Kewal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. R.K. Arya, Advocate for the petitioner.

Rajan Gupta, J.

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case in which petitioner was summoned to face trial as an accused for commission of offence under sections 307, 324, 452, 506, 148 & 149 IPC.

Learned counsel for the petitioner has submitted that all the accused have been acquitted, thus, no useful purpose will be served by subjecting the petitioner to trial. Concession of pre-arrest bail may be extended to him to enable him to appear before the investigating agency.

I have heard learned counsel for the petitioner and given careful thought to the facts of the case.

It appears that during the pendency of trial, petitioner was summoned under section 319 Cr.P.C. as additional accused. Despite numerous opportunities, he failed to appear. He was ultimately declared a proclaimed offender on 31.3.2014. In my considered view, petitioner has flagrantly violated the process of law. He never appeared before the court pursuant to order passed under section 319 Cr.P.C. Admittedly, he is a proclaimed offender. Thus, no case for grant of discretionary relief of anticipatory bail is made out.

Dismissed.

(RAJAN GUPTA)
JUDGE

27.3.2015
'Rajpal'