

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.**

Crl. Misc. No.M-11294 of 2016

Date of Decision: 04.04.2016

Kulwant Rai

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

- 1. Whether reporters of local newspapers may be allowed to see the judgment ? (Yes/No)**
- 2. To be referred to reporters or not ? (Yes/No)**
- 3. Whether the judgment should be reported in the Digest ? (Yes/No)**

Present:- Mr. Rahul Bhargava, Advocate
for the petitioner.

DAYA CHAUDHARY, J. (ORAL)

This petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No.45 dated 27.03.2006 registered under Sections 363/366/376/406 IPC at Police Station Goraya, District Jalandhar.

Learned counsel for the petitioner submits that the petitioner has been declared as a proclaimed offender and P.O order has been challenged. The petitioner has also been directed to appear before the lower Court on 05.04.2016. Learned counsel also submits that all accused have been acquitted of the charge and petitioner is apprehending threat of arrest.

The petitioner is not entitled to be released on anticipatory bail as he has been declared as proclaimed offender. A direction has also been issued in a petition bearing **CRM-M-9933 of 2016** to appear before the trial

Court on 05.04.2016.

The petition is accordingly dismissed.

However, in case, the petitioner surrenders before the trial Court on 05.04.2016 and moves an application for grant of regular bail, the trial Court is directed to decide the said application within a period of one week from the date of his moving an application by passing a speaking order in accordance with law.

04.04.2016
gurpreet

(DAYA CHAUDHARY)
JUDGE