

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-1312 of 2016

Date of Decision: January 14, 2016

Gurbakash Singh

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

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Present:- Mr.M.S. Uppal, Advocate
for the petitioner.

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M.M.S. BEDI, J. (ORAL)

Petitioner apprehends arrest on account of an order passed by the trial Court dated December 21, 2015 cancelling his bail bonds and surety bonds.

A perusal of the order dated December 21, 2015 indicates that December 19, 2015 was the date of hearing but it was declared a holiday whereas December 20, 2015 was Sunday.

In view of the above said circumstances, the petitioner appears to be not at fault for non-appearance on December 21, 2015 when his bail bonds were cancelled. The order of cancellation of bail appears to be harsh

and unreasonable having been passed as a penalty measure though there is no fault of the petitioner as the date of hearing had been declared a holiday.

Notice of motion to Advocate General, Punjab.

On the asking of the Court, Mr. Jashanpreet Singh, AAG, Punjab, accepts notice. Copy given.

This petition is allowed and it is ordered that in case the petitioner puts in appearance before the trial Court on or before February 18, 2016, he will be released on bail on his furnishing bail bonds/ surety bonds for a sum of Rs.10000/- with one surety of the like amount to the satisfaction of the trial Court.

January 14, 2016
sanjay

(M.M.S.BEDI)
JUDGE