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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.16181 of 2016

Date of Decision: 14.07.2016

KRISHAN KUMAR

. . . Petitioner

Versus

STATE OF PUNJAB

. . . Respondent

CORAM: HON'BLE MR. JUSTICE A. B. CHAUDHARI

Present: Mr. H.S. Ahluwalia, Advocate
for the petitioner.

Mr. Gazi Mohd. Umair, Addl. Advocate General, Punjab.

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A.B. Chaudhari, J. (Oral)

The petitioner has filed the present petition under Section 438 Cr.P.C. seeking anticipatory bail in FIR No.20 dated 03.02.2013 registered under Sections 406, 420 read with Section 120-B IPC at Police Station Mehna, District Moga.

Heard learned counsel for the rival parties.

By the impugned order passed by learned Sessions Court, refused to grant anticipatory bail in relation to the non-bailable warrant issued against the petitioner in FIR No.No.20 dated 03.02.2013, under Sections 406, 420 IPC and under Section 24 of the Emigration Act, 1983,

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registered at Police Station Maqsudan, District Jalandhar City, in pending case before the learned Magistrate.

Learned Counsel for the State states that though it is true that the petitioner was absent on four dates without any satisfactory explanation and he may be kept in jail during the pendency of trial, which may take longer time, but at the same time, the petitioner cannot be allowed to adopt luxurious approach when he was absent on four dates and has been summoned through non-bailable warrants.

However, learned counsel for the petitioner states that herein after the petitioner will not remain absent and would attend the criminal case punctually.

In view of above, I make the following orders:

(i) CRM-M-18057-2016 is allowed;

(ii) bail to the petitioner to the satisfaction of the trial Judge on the next date of hearing i.e. on 29.07.2016;

(iii) the petitioner shall also pay costs in the sum of Rs.6000/- by depositing the same before the trial Court.

14.07.2016 **[A. B. CHAUDHARI]**
sachin **JUDGE**

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