

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM No.M-17153 of 2016 (O&M)
Date of Decision: 18.05.2016**

Surinder Kumar

... Petitioner

Versus

The Gurdaspur Central Cooperative Bank Limited,
Branch Batala, Tehsil Batala, District Gurdaspur

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Amit Gupta, Advocate for
Mr. Vipin Mahajan, Advocate for the petitioner.
....

TEJINDER SINGH DHINDSA, J.

The present petition has been filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in Criminal Complaint No.3/07.01.2010 titled as The Gurdaspur Central Cooperative Bank Limited Vs. Surinder Kumar, under Section 138 of the Negotiable Instruments Act.

During the course of arguments, it has gone uncontroverted that the petitioner was summoned under Section 138 of the Negotiable Instruments Act vide order dated 09.10.2010.

Petitioner having evaded the trial proceedings already stands declared as a proclaimed offender. An application filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail stands declined by the learned Additional Sessions Judge, Gurdaspur in the light of order dated 26.02.2015.

In spite of such order having been passed, petitioner has chosen not to surrender.

Petitioner, having already been declared a proclaimed offender, is not entitled to the concession of anticipatory bail.

Petition is dismissed.

18.05.2016

**(TEJINDER SINGH DHINDSA)
JUDGE**