

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-18977 of 2016

Date of Decision: May 28, 2016

Jagdip Singh @ Sonu

.....Petitioner

Vs.

State of Punjab

.....Respondent

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

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Present:- Mr.G.S. Simble, Advocate
for the petitioner.

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

For having absented on May 6, 2016, the trial Court has cancelled the bail bonds of the petitioner.

Counsel for the petitioner has submitted that the petitioner was suffering from typhoid on the date of hearing as such he was unable to appear. It has been submitted that Jasbir Kaur, co-accused of the petitioner also absented on the said date and her application has been allowed vide CRM M-17831 of 2016 vide order dated May 23, 2016 directing her to appear before the trial Court within a period of 15 days from the date of order.

I have heard learned counsel for the petitioner. On asking of the Court, counsel for the petitioner has intimated that on May 6, 2016, the prosecution witness Gurdeep Singh was present for examination.

Without expression of any opinion regarding the reasonableness of non-appearance of the petitioner, taking into consideration the relief which has been granted to the co-accused of petitioner Jasbir Kaur, in the interest of expeditious disposal of the trial, I deem it appropriate to dispose of this petition in limine.

Notice to Advocate General, Punjab.

On the asking of the Court, Ms.H.K. Athwal, DAG, Punjab, accepts notice. Copy given.

This petition is disposed of with a direction that the petitioner will put in appearance before the trial Court on June 7, 2016, the date fixed and would pay a cost of Rs.5000/- which will be payable to witness Gurdeep Singh and would be deemed to be cost under Section 309 Explanation 2 Cr.P.C. and in case of his doing so, he will be released on bail on his furnishing bail bonds/surety bonds to the satisfaction of the trial Court. In case of non-compliance of the order, this petition will be deemed to have been dismissed.

May 28, 2016
sanjay

(M.M.S.BEDI)
JUDGE