

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

CRM-M No.19457 of 2016

Date of Decision:-31.05.2016

Sampuran Singh & Ors.

.....Petitioners.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Lalit Pathak, Advocate for the Petitioners.

JASWANT SINGH, J (ORAL)

Prayer is under Section 438 Cr.PC for grant of anticipatory bail to the petitioners, namely, Sampuran Singh, Berru @ Kala and Manpreet Singh in case FIR No.248 dated 01.11.2014 for offences punishable under Section 379 and 411 of Indian Penal Code and Section 21 of the Mining Act, registered with Police Station Samrala, District Ludhiana.

Three petitioners were found to be involved in mining and theft of White Sand without any proper documents.

They were enlarged on bail. For their sole absence on 21.08.2015 their bail bonds were cancelled and NBWs were issued. They were declared proclaimed offenders on 21.12.2015.

It is contended that three petitioners are driver and being out of station could not appear on 21.08.2015 and they had immediately on

30.10.2015 had moved an application before the court of learned Additional

District Judge, Ludhiana for grant of anticipatory bail to join the proceedings.

After hearing learned Counsel for the petitioners, no case for grant of anticipatory bail to the petitioners is made out as they were declared proclaimed offender on 21.12.2015 and also had not bothered even to move application for exemption from personal appearance. Even if they were declared proclaimed offenders during the pendency, no mitigating circumstances have been shown.

Dismissed.

**(JASWANT SINGH)
JUDGE**

May 31, 2016
Vinay