

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20208-2016

Date of decision: July 15, 2016.

Channa Singh... **Petitioner**

v.

State of Punjab... **Respondent**CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri Aseem Kataria, Advocate for the petitioner.

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *Whether to be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

A.B. Chaudhari, J. (Oral):

Heard learned Counsel for the petitioner and perused the impugned order. Learned Counsel for the petitioner states that as yet no challan has been filed in FIR No.11 dated 17.1.2014, registered under Section 379 IPC and Section 21 of the Mines and Minerals (Development and Regulation) Act, 1957 at Police Station Sadar Fazilka, District Fazilka.

Upon perusal of the order, it is revealed that the offence relates to the theft of sand and the petitioner was on bail during trial proceedings. However, he failed to appear on a few dates before the court and as such non-bailable warrants have been issued against him. The Sessions Court refused to interfere and to grant him relief to appear before the trial Judge.

The petitioner was indeed absent on a few dates. But then, it cannot be forgotten, as stated by Learned Counsel for the petitioner, that as

yet challan has not been filed in a case relating to the year 2015.

In that view of the matter, I think the petitioner should be allowed to continue on bail before the trial Judge subject to his paying costs in the sum of Rs.5,000/- to the State before the trial Judge and shall attend the trial court henceforth punctually. The petitioner shall furnish fresh bail bonds in the sum of Rs.10,000/- with one surety in the like amount before the trial Judge.

July 15, 2016.
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[**A.B. Chaudhari**]
Judge