

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

CRM No.M-24269 of 2016 (O&M)

Date of decision: 17.08.2016

Gurlal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Vivek Goel, Advocate for the petitioner.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in case FIR No. 29 dated 31.03.2013, registered under Sections 307, 326, 325, 323, 336, 427, 148 read with Section 149 IPC and Sections 25 & 27 of Arms Act, at Police Station Bajakhana, District Faridkot.

Notice of motion.

At the asking of the Court, Ms. Harsimrat Rai, DAG, Punjab, accepts notice on behalf of the respondent-State.

The learned counsel states that the petitioner is posted on the emergency duty in the area of Tripura, however, at the relevant time, he was posted in the area of Nagaland and due to his being on

emergency duty, the petitioner could not appear before the trial Court. Earlier, the petitioner was granted the concession of regular bail in this case and he was regularly attending the court proceedings. He refers to Annexure P-1 to contend that the matter stands compromised between the parties.

On the other hand, the learned State counsel opposes the bail application.

Heard.

From the record, it emerges that the petitioner did not misuse the concession of bail. The petitioner is a sepoy with Indian Army. The matter has also been compromised. In these circumstances, the petitioner is directed to appear before the trial Court, within 10 days from today and furnish fresh bail bonds/surety bonds. In the event of his doing so, he shall be admitted to bail by the releasing Court during the pendency of trial, to its satisfaction.

Disposed of.

17.08.2016
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No