

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

CRM-M No. 28694 of 2016 (O&M)

Date of decision: 22.08.2016

Avtar Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Vivek K. Thakur, 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 a complaint case bearing No.2054/2013 dated 14.06.2012, titled as Anil Goel Vs. Avtar Singh, under Section 138 of the Negotiable Instruments Act, pending in the Court of JMJC, Phagwara.

The learned counsel states that the petitioner could not appear on 05.07.2016 before the trial Court due to his ill health. The absence was neither intentional nor willful but due to above said reason. The petitioner had filed exemption application before the trial Court however the same was declined and non-bailable warrants against the petitioner were issued.

Heard.

A bare perusal of the record reveals that the petitioner had already availed as many as 30 opportunities qua exemption of his appearance before the trial Court. The petitioner did not file any medical certificate in support of his exemption from appearance. Keeping in view the conduct of the petitioner, no case for bail is made out at this stage.

Dismissed.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

22.08.2016

sumit.k

(JITENDRA CHAUHAN)
JUDGE

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