

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

**CRM-M-33886-2016
Date of decision-23.09.2016**

Harpreet Pal Singh

Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. K.S.Dadwal, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

This petition under Section 438 of the Code of Criminal Procedure has been filed for grant of anticipatory bail to the petitioner in cross version in DD No.41 dated 09.11.2012 registered under Sections 323 and 324 read with Section 34 of the Indian Penal Code (in short 'IPC') at Police Station Tanda, District Hoshiarpur in FIR No.191 dated 09.11.2012 registered under Sections 452, 324 and 323 read with Section 34 of IPC at Police Station Tanda, District Hoshiarpur and the order dated 18.04.2016 declaring him proclaimed offender.

Learned counsel for the petitioner contends that mother of the petitioner is seriously sick who is suffering from paralytic attack and still under treatment whereas father of the petitioner has already expired. There is nobody to look after his mother.

Notice of motion.

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

paper book has been furnished to the learned State counsel, in the Court.

No case for anticipatory bail to proclaimed offender is made out.

In state of *M.P Vs. Pradeep Sharma 2014 (1) RCR (Crl) 269*, it has been held that an accused who is declared absconder/proclaimed offender and is not cooperating with the investigation should not be granted anticipatory bail.

However, considering the above mentioned facts, it is ordered that in case the petitioner surrenders before the trial Court within a week from today, the bail application will be decided expeditiously.

Petition stands dismissed.

(JITENDRA CHAUHAN)
JUDGE

September 23, 2016

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