

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

**CRM-M-34877-2016
Date of decision-30.09.2016**

**Harvinder Singh @ Kaka
Vs.
State of Punjab and another**

**...Petitioner

...Respondents**

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Mohit Sadana, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

This petition under Section 438 of the Criminal Procedure Code has been filed for grant of anticipatory bail in FIR No.4 dated 11.01.2012 registered under Sections 323, 341, 506, 148, 427 and 120-B read with Section 149 of the Indian Penal Code (in short 'IPC') at Police Station Navi Baradari, District Jalandhar.

Learned counsel contends that the petitioner wanted to get marry with the sister of the complainant. The caste of the petitioner and the complainant being different, there was objection on behalf of the complainant family.

Heard.

Considering the fact that the FIR is of the year 2012. On 16.03.2015, the petitioner had been declared proclaimed offender and evaded the process of Court for a number of years.

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, on account of alleged hostility between the families, as the petitioner wanted to get marry to the sister of the complainant, 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 30, 2016
vanita

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