

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

CRM-M-37054-2016

Date of decision: 20.10.2016

Kuldeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS.JUSTICE SNEH PRASHAR

Present: Mr.Ritesh Pandey, Advocate for the petitioner

SNEH PRASHAR, J.

The present petition under Section 438 of the Code of Criminal Procedure has been filed by the petitioner for grant of anticipatory bail in case First Information Report No.152 dated 21.12.2013 registered under Sections 452, 324, 323, 427, 148, 149 and 326 of the Indian Penal Code at Police Station Ghuman Kalan, District Gurdaspur.

Notice of motion.

On asking of the Court, Mr.Neeraj Sharma, Assistant Advocate General, Punjab accepts notice on behalf of the respondent-State.

The submission of learned counsel for the petitioner is that the petitioner was facing trial in the aforesaid First Information Report and committed default in appearance only on 27.7.2016 as he had gone

abroad to complete his work contract. Never before he had committed any default in appearance. He had to return prior to the date fixed before the trial court but due to some unavoidable circumstances, he could not do so.

In the order of the trial court, it is not mentioned that prior to 27.7.2016, the petitioner had ever committed any default in appearance.

In view of the facts and circumstances explained, the petitioner is directed to appear before trial Court within ten days from today. On appearance he will be admitted to bail by the trial Court on his furnishing fresh bail/ surety bonds. However, it is made clear that in case, the petitioner fails to comply with the aforesaid direction, the instant petition shall be deemed to be dismissed.

Disposed of accordingly.

20.10.2016
gsv

(SNEH PRASHAR)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No