

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

Sr. No.102

CRM NO. M-39873 of 2016

DECIDED ON: November 09, 2016

GURDEEP SINGH

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. M.S. Saini, Advocate for
Mr. Ritesh Pandey, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

This is a petition preferred under Section 438 Cr.P.C. petitioner-Gurdeep Singh has sought pre-arrest bail feeling apprehension of his arrest in case FIR No.103, dated 18.11.2012, under Sections 452, 427, 307, 148 & 149 IPC and 25 & 27 of the Arms Act, registered at Police Station Khalchian, District Amritsar Rural.

Notice of motion.

At the asking of Court, Mr. A.S. Sidhu, AAG, Punjab has accepted notice on behalf of respondent -State of Punjab. Copy of the petition be supplied to learned State counsel during the course of day.

Undisputably, the petitioner did not appear before the trial court and join the proceedings for a number of dates during the period January 2014 to July 2016 and the case was adjourned time and again. Ultimately, proclamation under Section 82 Cr.P.C. was issued. However, it has been submitted by learned counsel for the petitioner that petitioner was

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arrested in some other case on 29.07.2016 and was released on bail on 08.08.2016 but the conduct of the petitioner reveals that he has been continuously evading his appearance before the trial court on the date fixed, such, the person do not deserve the concession of pre-arrest bail. However, taking into consideration the aforesaid aspects and the undertaking given by the learned counsel for the petitioner on behalf of the petitioner that he will not repeat any such acts.

Instant petition is disposed of with a direction to the petitioner to appear/surrender before the trial court within a period of 7 days from the date of receipt of a certified copy of this order. In case of his appearance, an application moved by him for regular bail, shall be dealt with and disposed of within a period of 7 days on its presentation.

November 09, 2016
Sham/Ankur

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No