

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

**CRM No.M-40496 of 2015 (O&M)**

**Date of decision:05.01.2016**

Vikas Pathak

... Petitioner

Vs.

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.**

Present: Mr. Sunil Agnihotri, Advocate for the petitioner.  
Mr. J.S. Brar, AAG, Punjab.

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**TEJINDER SINGH DHINDSA, J.**

The present petition has been filed under Section 438 Cr.P.C. seeking the concession of anticipatory bail to the petitioner in case FIR No.29 dated 13.02.2012, under Sections 279/337/338/427/304-A IPC, registered at Police Station Mukerian, District Hoshiarpur.

Perusal of the order dated 29.07.2015 passed by the learned Additional Sessions Judge, Hoshiarpur declining the concession of anticipatory bail would reveal that the petitioner is facing trial for having committed offence under Sections 279/304-A IPC and the charges were framed in the year 2012. Petitioner had absented himself from the proceedings on 12.08.2012 and as a result thereof, bail was cancelled. He was subsequently summoned through non-bailable warrants. Petitioner has once again misused the concession and accordingly proclamation under Section 82 Cr.P.C. has also been issued.

The facts enumerated in the order dated 29.07.2015 passed by the Additional Sessions Judge, Hoshiarpur, have not met with any rebuttal by the counsel appearing for the petitioner.

Petitioner by way of his conduct has dis-entitled himself from the concession of pre-arrest bail.

Petition accordingly stands dismissed.

**(TEJINDER SINGH DHINDSA)  
JUDGE**

**05.01.2016**  
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