

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-4410 of 2016

Date of Decision: February 8, 2016

Chahat Puri

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

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Present:- Mr.H.S. Dhindsa, Advocate
for the petitioner.

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M.M.S. BEDI, J. (ORAL)

On having absented on October 19, 20105, the trial Court has cancelled the bail bonds of petitioner.

Counsel for the petitioner submits that on account of Bharat Bandh, the petitioner was not able to appear before the Court.

A perusal of the order dated October 19, 2015 indicates that the application for exemption has been declined on the ground that the petitioner being local resident of Ludhiana could have appeared despite the Bandh.

After hearing counsel for the petitioner, it appears that no effective proceedings qua the other accused were taken on October 19, 2015.

The application for exemption from personal appearance could have been allowed by the trial Court instead of cancellation of the bail in the interest of expedient trial especially when two of the co-accused are in custody, as is apparent from the order dated October 19, 2015.

Without entering into the controversy regarding the reasonableness of non-appearance of the petitioner before the trial Court on October 19, 2015, I deem it appropriate to give an opportunity to the petitioner to join the proceedings by furnishing fresh bail bonds.

Notice of motion to Advocate General, Punjab.

On the asking of the Court, Mr.A.S. Jattana, Addl.A.G., Punjab, accepts notice. Copy given.

The petition is allowed and it is ordered that the petitioner will put in appearance before the trial Court on or before February 23, 2016 and in case of his doing so, he will be released on bail to the satisfaction of the trial Court.

February 8, 2016
sanjay

(M.M.S.BEDI)
JUDGE