

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

**CRM-M-8607-2016 (O&M).
Decided on: March 11, 2016.**

Rajesh Kumar

.. Petitioner(s)

VERSUS

State of Punjab

.. Respondent(s)

*** * ***

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

*** * ***

**PRESENT Mr.Narinder Sharma, Advocate,
for the petitioner.**

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

For having absented on 11.12.2015 in the trial Court at Anandpur Sahib, the bail bonds of the petitioner were cancelled.

Counsel for the petitioner submits that the petitioner had to appear on said date pursuant to the warrants issued by a Court at Mohali. He relies upon order Annexure P5 passed by the Judicial Magistrate First Class, Mohali, indicating that the petitioner had been summoned by bailable warrants for 11.12.2015. From the documents on record, it prima facie, appears that the non-appearance of the petitioner on 11.12.2015, was not intentional. The petitioner could have filed an application seeking exemption from personal appearance before the Court at Anandpur Sahib.

Be that as it may, in the interest of expeditious disposal of the trial and on account of good ground though not sufficient for non-appearance, I deem it appropriate to dispose of this petition in limine.

Notice to the Advocate General, Punjab.

On asking of the Court, notice has been accepted by Ms.H.K.Athwal, DAG, Punjab, present in the Court. Copy given.

The petition is allowed. It is ordered that the petitioner will put in appearance before the trial Court on or before 16.4.2016. In case of petitioner doing so, the petitioner will be released on bail on his furnishing fresh bail bonds/surety bonds to the satisfaction of the trial Court. It is made clear that in case of non-compliance of this order, this petition will be deemed to have been dismissed.

(M.M.S. BEDI)
JUDGE

March 11, 2016.
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