

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-9460 of 2016 (O&M)
Date of Decision: 17.3.2016

Gaytri Devi

--Petitioner

Versus

State of Haryana

--Respondent

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

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

TEJINDER SINGH DHINDSA.J

The petitioner has filed the present petition under section 438 Cr.P.C seeking the concession of pre-arrest bail directly in this Court without first approaching the Sessions Court.

Undoubtedly, the provisions of Sections 438 and 439 Cr.P.C confer jurisdiction on the Sessions Court as well as the High Court to entertain application for anticipatory as well as regular bail. However, the pleadings on record do not justify the petitioner in approaching this Court rather than filing a petition under section 438 Cr.P.C before the Sessions Court.

The present petition is disposed of as withdrawn.

It is clarified that disposal of the present petition as withdrawn would not be construed as an opinion of this Court on the merits of the prayer made by the petitioner seeking anticipatory bail.

Disposed of.

**(TEJINDER SINGH DHINDSA)
JUDGE**

17.3.2016
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