

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

CRM-M-11883 of 2017 (O&M)

Date of decision: 07.04.2017

Vishal Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Ms. Monika Thakur, Advocate for the petitioner.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner seeks anticipatory bail in a complaint case No. 4477/2016, registered under Section 138 of Negotiable Instruments Act, 1881 titled as “M/s Skyway Steel Industries V. M/s Rudra Autotech Engg. Pvt. Ltd., and another”, pending before the Court of JMIC, Ludhiana.

It is contended that petitioner is native of Uttarakhand. He was admitted to bail on 09.11.2016. Thereafter, the case came up for hearing on various dates, however, the petitioner could not appear before the trial Court on account of heavy snow in the area. Accordingly, his bail/surety bonds were cancelled. The absence of the petitioner was neither willful nor intentional. The petitioner is not

involved in any other similar complaint.

Notice of motion.

At the asking of the Court, Ms. Harsimrat Rai, DAG, Punjab, accepts notice on behalf of the respondent-State. A complete copy of the paper book has been furnished to the learned State counsel, in the Court.

Heard.

Keeping in view the above facts and circumstances of the case, it is ordered that in case the petitioner appears/surrenders before the trial Court within a week from today, in that eventuality, he shall be admitted to bail on his furnishing fresh bail/surety bonds to the satisfaction of the trial Court, however, the same shall be subject to payment of costs of Rs.15,000/- to be paid to the complainant. The petitioner shall ensure his presence on each and every date before the trial Court.

Disposed of.

07.03.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No