

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

CRM-M-12278 of 2017.

Decided on:-April 10, 2017.

Urmila Jawalia.

.....Petitioner.

Versus

State of Punjab and another

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Karan Choudhary, Advocate
for the petitioner.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 438 Cr.PC is for grant of anticipatory bail to the petitioner in appeal No.33 of 31.03.2016 arising out of a complaint under Section 138 of the Negotiable Instruments Act, 1881 (for short, the Act), titled as ***Urmila Jawalia v. Parbhat Singh*** pending in the Court of learned Sessions Judge, Gurdaspur.

Learned counsel for the petitioner has argued that the petitioner-accused was convicted and sentenced under Section 138 of the Act for a period of two years and to pay a fine of Rs.10,000/- vide judgment of conviction and order of sentence dated 2.3.2016 passed by learned Judicial Magistrate 1st Class, Gurdaspur. Against the said judgment and order, the petitioner has filed an appeal, which is pending before learned Sessions Judge, Gurdaspur.

He has further stated that it is only on 8.2.2017, the petitioner was required to go to Delhi for some urgent work, she could not appear in

the Court. Her counsel appearing before the Appellate Court could not inform this fact to the Court. The petitioner undertakes to appear before the Appellate Court regularly and her non-appearance was for the reason beyond her control as she had to go to Delhi on the said date.

In view of the above, without commenting upon the merits of the case, the present petition is disposed of with a direction that in case the petitioner surrenders before the Appellate Court within a week from today, she shall be admitted on bail subject to any condition which the Appellate Court may deem fit in the peculiar facts and circumstances of the case.

April 10, 2017
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No