

Sr. No.221

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

CRM No. M- 12850 of 2017 (O&M)

Date of Decision:24.04.2017

Amit Rana

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. Pawan Kumar Hooda, Advocate
for the petitioner.

Mr. C.S. Bakshi, Addl. A.G. Haryana.

TEJINDER SINGH DHINDSA, J.(ORAL)

The petitioner seeks grant of regular bail pending trial in FIR No.901 dated 15.07.2016 under Sections 323, 427, 34 IPC and Section 3 of Scheduled Castes & Scheduled Tribes (Prevention of Atrocities) Act, registered at Police Station City Panipat, District Panipat.

Briefly it may be noticed that the FIR came to be registered on the statement of Gopi Chand Rathee. Allegations against the petitioner are of having used derogatory language against the caste of the petitioner.

During the course of hearing, it has gone uncontroverted that the petitioner after registration of the FIR, was granted concession of regular bail. However, on account of having absented from trial proceedings on 06.04.2017, the bail bonds and surety bonds furnished by the petitioner were cancelled and he was summoned through non-bailable warrants of arrest. It transpires that the petitioner filed an application on 07.04.2017, seeking anticipatory bail, but the same was declined on the same very day.

The trial is stated to be at the very initial stage.

Even though, the petitioner has misused the concession of bail but it is only on one date that he had absented

As per counsel appearing for the petitioner, non-appearance even on such date i.e. 06.04.2017 was on account of bona fide reasons as mother of the petitioner has been referred by Civil Hospital, Panipat to PGIMS, Rohtak.

Petitioner has surrendered on the next day i.e. on 07.04.2017.

In the totality of circumstances and without making any observation on merits, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Panipat.

Disposed of.

24.04.2017

anju rani

**(TEJINDER SINGH DHINDSA)
JUDGE**

<i>Whether speaking/reasoned</i>	:	<i>Yes</i>
<i>Whether Reportable</i>	:	<i>No</i>