

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

**CRL. MISC. No.M-19840 OF 2017 (O&M)
DATE OF DECISION : 1st JUNE, 2017**

Hardeep Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE A. B. CHAUDHARI

* * * *

Present : Mr. M. S. Saini, Advocate for
 Mr. Ritesh Pandey, Advocate for the petitioner.

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A. B. CHAUDHARI, J. (ORAL)

Notice of motion.

Ms. Rajni Gupta, Addl. A.G. Punjab accepts notice on
behalf of the State.

Rule.

Heard forthwith with consent of counsel for the rival parties.

This is a petition for grant of anticipatory bail in FIR No.25
dated 01.05.2015 registered under Sections 302, 324, 221 & 34 IPC at
Police Station Fatehgarh Churian, Batala, District Gurdaspur.

It is not in dispute that the petitioner was granted regular bail
in the case arising out of the above said FIR. The trial was going.
However, on 27.09.2016 the petitioner remained absent without giving
any intimation to the Court. The trial was thus obstructed by the
petitioner and therefore, the trial Court cancelled the bail bonds and
issued non-bailable warrant.

Learned counsel for the petitioner submits that since the petitioner was already on bail and was not aware about the date fixed and therefore he could not appear but then he would not be deprived of the opportunity to face the trial.

In my opinion, since the petitioner was already on regular bail and since he absented on the appointed date for the reason given by him in the petition, I think the petitioner should be given an opportunity to be at liberty as a last chance to hereinafter cooperate in disposal of the case. But then since he has put everybody to inconvenience, the petitioner has to deposit some cost with the trial Court, which shall be forfeited to the State of Punjab.

In view of the above, I make the following order:

ORDER

- (i) Rule is made absolute.
- (ii) CRL. MISC. No.M-19840 OF 2017 is allowed.
- (iii) Impugned order dated 27.09.2016 is set aside.
- (iv) The petitioner is granted bail in the present case on the bail bonds already furnished, subject to deposit of ₹15,000/- with the trial Court on 07.06.2017 the date already fixed there.
- (v) The petitioner would continue to appear before the trial Court with promptitude till the completion of trial.
- (vi) Any further failure on the part of the petitioner shall result into trial Court taking him in custody.

1st JUNE, 2017
'raj'

(A. B. CHAUDHARI)
JUDGE

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