

176
**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-22601 of 2017(O&M)
Date of Decision: June 23, 2017**

Bachitter Singh	Versus	...Petitioner
State of Punjab		...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

--
Present: - Mr.Amit Aggarwal, Advocate
for the petitioner.
-

HARINDER SINGH SIDHU, J.

This is a petition under Section 482 CrPC for quashing the order dated 10.5.2017 (Annexure P-1) passed by Judicial Magistrate Ist Class, Jalandhar, whereby, non-bailable warrants have been issued against the petitioner on account of his failure to appear to face trial in case FIR No.374 dated 5.12.2008 under Section 279 IPC, Police Station Division No.4, Jalandhar.

The petitioner filed application for anticipatory bail, which was dismissed vide order dated 5.6.2017 (Annexure P-2) by the Additional Sessions Judge, Jalandhar, being not maintainable.

Ld. Counsel for the petitioner states that the petitioner has been appearing in the case on every date of hearing and his absence on 10.5.2017 was due to unavoidable family circumstances, which cannot be termed as intentional or willful absence.

In the facts and circumstances, the petition is allowed. It is directed that the petitioner shall appear before the Trial Court on or before 27.7.2017, the date fixed before it, upon which the Trial Court shall admit him to bail, on his furnishing fresh bail/surety bonds, to its satisfaction.

June 23, 2017

gian

**(HARINDER SINGH SIDHU)
JUDGE**