

Criminal Misc. M- No. 23232 of 2017 (O&M)

Date of decision : August 30, 2017

Rohit Kumar

.....Petitioner

Versus

Heena Sharma

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Sandeep Arora, Advocate
for the petitioner.

None for the respondent.

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in complaint No. Comp/IPC/5844/2012, dated 30.07.2012 under Section 498A IPC.

None appears on behalf of the respondent despite service.

While issuing notice of motion, the contention noted on behalf of the petitioner reads as under:-

“ It is submitted that the petitioner had been regularly appearing before the learned trial court in complaint No.Comp/IPC/5844/2012 dated 30.07.2012 under Section 498A IPC. The petitioner's application seeking exemption from personal appearance was dismissed on 16.11.2016. It is due to circumstances beyond his control that he could not appear before the learned trial court. The petitioner undertakes to appear on each and every date fixed before the learned trial court.”

It is submitted that the petitioner has appeared before the learned trial Court on 10.07.2017 in compliance with order dated 05.07.2017. Certified copy of order dated 10.07.2017 is taken on record subject to just exceptions. The petitioner undertakes to appear before the learned trial Court on each and every date fixed and further not abuse the concession of bail. It is, thus, prayed that this petition be allowed.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition. Consequently, interim bail granted by the learned trial Court on 10.07.2017 is made absolute subject to the petitioner submitting fresh bail bonds and surety to the satisfaction of the learned trial Court.

August 30, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No