

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

**CRM-M-2548-2017
Date of decision-01.02.2017**

**Sukhdev Singh
Vs.
State of Punjab**

**...Petitioner

...Respondent**

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. M.S.Bath, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

This petition under Section 438 of the Criminal Procedure Code has been filed for grant of anticipatory bail to the petitioner in FIR No.249 dated 08.12.2001 registered under Section 51 of Wild Life Protection Act at Police Station City Nawanshahr, Punjab.

Learned counsel for the petitioner contends that in view of the order passed on 24.08.2007 whereby last opportunity was granted to the prosecution to conclude its evidence, the petitioner remained under *bona fide* belief that he is not required in the present FIR. Learned counsel further contends that co-accused have been acquitted by judgment dated 06.11.2009. The petitioner was declared a proclaimed offender on 23.07.2008.

I have heard learned counsel for the petitioner and have gone through the case file.

In **State of M.P Vs. Pradeep Sharma 2014 (1) RCR (Crl) 269,**

it has been held that an accused who is declared absconder/proclaimed

offender and is not cooperating with the investigation should not be granted anticipatory bail.

As per record, the petitioner has successfully evaded the process of the Court since 29.10.2007. No case of anticipatory bail is made out.

However, considering the fact that co-accused have been acquitted, it is ordered that in case the petitioner surrenders before the competent Court within a week from today, his bail application will be decided expeditiously.

Disposed of.

(JITENDRA CHAUHAN)
JUDGE

February 01, 2017

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No