

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

101

CRM-M-25890-2017 (O&M).
Decided on: July 21, 2017.

Bakar Singh

.. Petitioner(s)

VERSUS

State of Punjab

.. Respondent(s)

* * *

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

* * *

PRESENT Mr.Ishaan Pasricha, Advocate, for the petitioner.

M.M.S. BEDI, J. (ORAL)

Though the petitioner was not arrested from the spot but on account of he having jumped bail and evaded arrest for about 11 months, has been denied the concession of pre-arrest bail.

Counsel for the petitioner submits that the petitioner was not challaned and was summoned as additional accused under Section 319 Cr.P.C. He was not arrested from the spot at the time of recovery.

I have considered the facts and circumstances of the case and I am of the opinion that on the above said grounds, the petitioner had earlier been granted concession of pre-arrest bail by this Court but it is on account of his having jumped bail at the stage when the trial was at defence evidence, his plea that he was arrested in some other case has been considered but on account of no justification having been given by the petitioner for his evasive approach for a long period of 11 months after having been released in the other case, I do not find any sufficient ground to grant concession of pre-arrest bail to the petitioner.

The petition is dismissed. However, it is observed that in case the petitioner surrenders before the trial Court within a period of 15 days from today or on the next date fixed before the trial Court whichever is earlier and moves an application for bail, he can raise the pleas taken up in the present petition for seeking regular bail. It will be open to the trial Court to consider the said circumstances and grant him regular bail.

(M.M.S. BEDI)
JUDGE

July 21, 2017.

rka

Whether speaking / reasoned

Yes / No

Whether reportable

Yes / No