

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

CRM-M-26815 of 2017(O&M)

Date of decision : 06.10.2017

Jatin

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Mohd. Yousaf, Advocate
for the petitioner.

Mr.Saurav Khurana, DAG, Punjab.

LISA GILL,J(Oral)

Petitioner seeks the concession of anticipatory bail in FIR No. 72 dated 21.06.2015, under Sections 363, 366-A, 120-B IPC, registered at Police Station Division No.4, Jalandhar.

Contention of learned counsel for the petitioner at the time of issuance of notice of motion was recorded as under:

“It is submitted that the petitioner was released on bail in this case. He was facing trial regularly on each and every date. However, he could not appear on 18.05.2017 due to a miscommunication in the date fixed before the learned trial Court. The victim, in this case it is submitted, has already deposed before the learned trial Court and she has not supported the prosecution case.”

It is submitted that the petitioner has appeared before the learned Additional Sessions Judge, Jalandhar (Duty Judge) on 04.08.2017. The petitioner undertakes to appear on each and every date

fixed before the learned trial Court. Therefore, this petition be allowed.

Copy of order dated 04.08.2017 produced in Court today, is taken on record subject to just exceptions.

Learned counsel for the State is unable to deny that the petitioner has appeared before the learned trial Court on 04.08.2017.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances of the case but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition.

Consequently, interim bail afforded to the petitioner by the learned trial Court on 04.08.2017, is made absolute subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned trial Court.

It is reiterated that none of the observations made herein above are a reflection on the merits of the case and shall have no bearing on the trial.

06.10.2017

s.khan

(LISA GILL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable:Yes/No