

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32725-2017

Date of decision: September 15, 2017.

Balwinder Singh @ Pittu

... **Petitioner**

v.

State of Punjab

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri Vipin Mahajan, Advocate for the petitioner(s).

Shri Ramandeep Singh Sandhu, Sr. Dy. AG, Punjab.

A.B. Chaudhari, J. (Oral):

Rule. Heard forthwith. Mr. Sandhu waives service.

Admittedly, the petitioner was released on anticipatory bail by this Court by order dated March 3, 2016 in CRM-M-4869-2015. Thereafter, the petitioner joined the trial. The petitioner attended the trial for some time but then at the relevant date, he absented only on one occasion on 17.7.2017. As a result of non appearance, obviously, the petitioner had put an obstruction in the progress of the trial. The trial court therefore cancelled the bail and issued the arrest warrants by the impugned order dated 17.7.2017.

In my opinion, since it is not shown by the prosecution that he had committed any offence while on bail and since he was already on bail as per order of this Court and without finding any fault with the trial court's orders, the petitioner deserves to be given a last chance for being at liberty for facing the trial. In that view of the matter, following order is passed:-

ORDER

- (i) CRM-M-32725-2017 is allowed;
- (ii) the impugned order dated 17.7.2017 (Annexure P-6) is quashed;
- (iii) the petitioner shall furnish fresh bail bonds along with costs in the sum of Rs.10,000/- payable to the State of Punjab;
- (iv) the petitioner shall hereinafter attend the trial court with promptitude;
- (v) liberty is given to the trial court, in case the petitioner remains absent, to take him into custody.

September 15, 2017.

kadyan

[A.B. Chaudhari]
Judge

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No