

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

CRM-M-3337 of 2017 (O&M)

Date of decision: 07.03.2017

Raj Kumar @ Raju

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Vishal Handa, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner seeks anticipatory bail in FIR No. 28 dated 07.02.2012, registered under Section 61 of Excise Act, at Police Station C-Division, Amritsar, District Amritsar.

It is contended that after release on bail, the petitioner had been continuously appearing before the trial Court. The challan had been filed and charges were framed on 08.05.2012 and the matter was adjourned to 03.08.2012. On the said date, the Presiding Officer got transferred and none of the PWs caused appearance. The petitioner remained under a *bona fide* belief that he was not required in the proceedings. He further states that no service was effected

upon the petitioner before passing of the order dated 03.04.2014 whereby the petitioner was declared a proclaimed offender.

On the other hand, the learned State counsel opposes the bail application.

Heard.

Keeping in view the above facts and circumstances of the case, it is ordered that in case the petitioner appears/surrenders before the trial Court within a week from today, in that eventuality, he shall be admitted to bail on his furnishing fresh bail/surety bonds to the satisfaction of the trial Court.

Disposed of.

07.03.2017

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(JITENDRA CHAUHAN)
JUDGE

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