

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

CRM-M-35603-2017

Date of Decision: 22.09.2017

Chandan

..... Petitioner

Versus

Jagtar Singh

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Ritesh Pandey, Advocate for the petitioner.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioner seeks an opportunity to surrender before the Ld. Appellate Court in which his appeal against the judgment of conviction under Section 138 of the Negotiable Instruments Act was pending. His contention is that he could not appear in the Ld. Court below on one solitary date (07.09.2017) due to unavoidable reasons. Consequently, his bail bonds were cancelled and non-bailable warrants were issued to secure his presence. The date fixed for execution of the warrant is 29.09.2017.

In view of the grounds made out in the petitioner's petition, this Court is inclined to condone his absence on the relevant date. Consequently, the impugned order is set aside and the petitioner is directed to surrender before the Ld. Appellate Court on or before the next date fixed, after which he may be admitted on fresh bail subject to imposition of terms and conditions.

Disposed off.

22.09.2017

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes
2. Whether reportable: No