

CRM-M-36212-2017

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

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Date of Decision: 03.10.2017

Baldeep Singh and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Gurmeet Singh, Advocate,
for the petitioners.

Mr. K.S.Aulakh, AAG, Punjab.

INDERJIT SINGH, J.

Petitioners-Baldeep Singh and Jaspal Singh have filed this petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in case FIR No.138 dated 12.10.2016, registered at Police Station Gharshankar, District Hoshiarpur, under Section 379-B of IPC and Section 411 of IPC, added later on.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioners as well as learned State counsel and have gone through the record.

Learned counsel for the petitioners argued that both the petitioners could not appear before the trial Court on 07.07.2017 and their

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non-bailable warrants were issued. He further argued that their absence was not intentional.

From the record, I find that earlier, the petitioners were on regular bail. Now, they have only to face the trial, which will otherwise take a long time. Therefore, no useful purpose will be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The petitioners are directed to surrender before learned trial Court within 10 days from today. On doing so, they shall be released on bail by the trial Court to its satisfaction.

03.10.2017

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No