

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

**CRL. MISC. No.M-37438 OF 2017 (O&M)
DATE OF DECISION : 9th OCTOBER, 2017**

Gagandeep Singh

.... Petitioner

Versus

State of Punjab

.... Respondent

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

* * * *

Present : Mr. K. B. Raheja, Advocate for the petitioner.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 438 Cr.P.C. seeking anticipatory bail in FIR No.56 dated 01.04.2011 initially registered under Sections 382 & 34 IPC at Police Station Sarabha Nagar, District Ludhiana.

Notice of motion.

Mr. Ramandeep Sandhu, Sr. D.A.G. Punjab, accepts notice on behalf of the State of Punjab.

Rule.

Heard forthwith with consent of counsel for the rival parties.

It is not in dispute that the petitioner was on regular bail in the above said FIR. However, when the case was called out for trial, he could not appear before the trial Court on the appointed date as he was arrested in some other case by the police.

Learned counsel for the petitioner submits that the petitioner would attend Court hereinafter with promptitude for disposal of the case.

In that view of the matter, I do not find any fault with the order of the trial court. However, I find that the liberty of the petitioner

need not be curtailed since he was granted regular bail by the Court earlier.

In that view of the matter, I make the following order:

ORDER

- (i) Rule is made absolute.
- (ii) CRL. MISC. No.M-37438 OF 2017 is allowed.
- (iii) The petitioner is directed to surrender before the trial Court and in the event of arrest in this FIR, the petitioner be released on bail to the satisfaction of the trial court on furnishing bail bonds.
- (iv) The petitioner shall continue to appear before the trial Court with promptitude till the completion of trial.
- (v) Any further failure on the part of the petitioner shall result into taking him in custody by the trial Court.

9th OCTOBER, 2017
‘raj’

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>