

Sr.No.101

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

CRM-M-38032-2017(O&M)

Date of Decision: 03.11.2017

Joga Singh

.....Petitioner

VS.

State of U.T Chandigarh.

...Respondent

CORAM HON'BLE MR. JUSTICE MAHESH GROVER

Present:- Mr.Abhishek Arora, Advocate for the petitioner.

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MAHESH GROVER, J (ORAL)

The petitioner has filed the present petition under Section 438 Cr.P.C for grant of anticipatory bail in a case FIR no. 16 dated 11.01.2008, under Sections 419, 420, 467, 471 and 120-B IPC, registered at Police Station Sector 34, Chandigarh.

No ground for grant of anticipatory bail to the petitioner has been made out in view of the repeated defaults that he has made. On a prior occasion, this court had passed the following order:

“The petitioner was granted the benefit of bail by the learned Court below. He abused the concession by not appearing before the Court since May 2012. Challan has been submitted. In view of the above when the petitioner defaulted in the terms of the bail there is no reason to protect him by granting the prayer which he has made in the instant petition. However, in case he surrenders before the learned trial Court within a

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period of one week from today and makes an application for regular bail, the same shall be considered and disposed of by the learned Court as expeditiously as possible, preferably within a period of 4 days.

Petition disposed of.”

Thereafter, he surrendered to the Court and appeared before the trial Court but defaulted again resulting in his being declared as proclaimed offender. It is pleaded that the petitioner was unwell. I am afraid that the Court would not accept such a plea as even if the petitioner was unwell, it was his duty to inform the trial Court in this regard. Evidently, repeated defaults indicate that the petitioner has scant respect for law, therefore, no further concession can be granted to him.

Dismissed.

(MAHESH GROVER)
JUDGE

03.11.2017

mamta

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No