

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38515-2017 (O&M)

Date of Decision: 23.10.2017

MONU KUMAR @ MONU

... *Petitioner*

VS.

STATE OF PUNJAB

...*Respondent*

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

Present: Mr. Sanjeev Kumar Sharma, Advocate,
 for the petitioner.

A.B. CHAUDHARI, J. (ORAL)

Heard.

Petitioner seeks anticipatory bail in FIR No. 63 dated
04.07.2014 under Sections 382, 34 of the Indian Penal Code registered at
Police Station, P.A.U., Ludhiana.

Notice of motion.

Mr. Dhruv Dayal, Sr. DAG, Punjab, present in the Court today,
accepts notice on behalf of the respondent.

It comes out the petitioner was on regular bail before the trial
Court. However, when the trial started, the petitioner obstructed the trial by
remaining absent. Thereafter, the trial Court has issued non bailable warrants
for his arrest. The trial Court found that absence of the petitioner was
deliberate.

Learned counsel for the petitioner makes a statement on
instructions that the petitioner would appear hereinafter before the trial Court
and would not remain absent.

I am of view that a last chance be given to the petitioner to
appear before the trial Court, however, subject to the payment of

non refundable cost of ₹7,500/- to the State of Punjab to be deposited with the trial Court as a pre-condition.

In that view of the matter, I think the petitioner would be entitled to grant of anticipatory bail. Hence, I make the following order:-

- 1. The petitioner shall furnish fresh bail bonds subject to deposit of non refundable cost of ₹7,500/- as a pre-condition to the satisfaction of the concerned Chief Judicial Magistrate/Duty Magistrate.
- 2. In case of violation of the above condition on the part of the petitioner, the liberty is reserved in favour of the State to apply for cancellation of bail.

In view of the above, the petition stand disposed of.

October 23, 2017

Suresh Kumar

(A.B. CHAUDHARI)
JUDGE

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