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

CRM-M-40882 of 2017

Date of decision: November 01, 2017

Gyaninder Sadana and another

.....Petitioners

Versus

State of Haryana

.....Respondent

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

Present: Mr. Aditya Jain, Advocate for the petitioner.

A.B. CHAUDHARI, J (Oral)

Notice of motion.

At the asking of the Court, Ms. Tanisha Peshawaria, DAG
Haryana accepts notice on behalf of the State.

Heard learned counsel for the rival parties.

Learned counsel for the petitioner submits that in a cheque bouncing case for the sum of ₹45,000/-, the petitioner had failed to appear before the trial Court and as such, non-bailable warrants were issued for securing his presence. According to him, non-bailable warrants were never served nor the petitioner was aware about the same including the proceedings of proclamation and therefore, he is not at fault. He further submits that the petitioner is ready to compound the offence in question by depositing ₹45,000/- with the trial Court within a period of 6 weeks. However, he should be allowed to be at liberty.

In my opinion, looking to the nature of the criminal case

against the petitioner, it would not be proper to push him in jail pending trial. At any rate, learned counsel for the petitioner makes a statement as above about settlement.

In that view of the matter, Rule is made absolute in terms of prayer clause.

(A.B. CHAUDHARI)
JUDGE

November 01, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No