

112

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

CRM-M-42501 of 2017

Date of decision: November 09, 2017

Harwinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Aman Deep Singh Rai, Advocate the petitioner.

A.B. CHAUDHARI, J (Oral)

Notice of motion.

At the asking of the Court, Mr. Ramandeep Sandhu, Sr.

DAG Punjab accepts notice on behalf of the State.

Rule. Heard forthwith.

In a pending trial in case No.SC-578-2017 before the trial Court under the Prevention of Corruption Act, 1988, the petitioner remained absent, on 06.10.2017 and 23.10.2017, thus, obstructed the trial. The trial Court, therefore, proceeded against him for arrest. Hence, this petition.

The prosecution allegation against the petitioner is that he had accepted ₹12 lakhs along with other co-accused.

Learned counsel for the petitioner, on instructions from the petitioner makes a statement that hereinafter, the petitioner would appear before the trial Court with promptitude and shall cooperate with for final disposal of the trial according to law.

Hence, without finding any fault with the impugned order of the trial Court, since the petitioner undertaken to remain present on all dates of hearing, I do not think, there is any point in pushing him in jail pending trial. But since the petitioner had obstructed the trial, he will have to deposit ₹10,000/- with the trial Court payable to the State of Punjab.

In that view of the matter, this petition is allowed. Petitioner shall continue on bail on the same bail bonds on the trial Court, subject to his depositing ₹10,000/- with the trial Court payable to the State of Punjab. Thereafter, the petitioner shall attend the Court with promptitude. Petitioner shall not tamper with the prosecution evidence, threaten or exercise any influence on the prosecution witnesses.

(A.B. CHAUDHARI)
JUDGE

November 09, 2017

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No