

In the High Court of Punjab and Haryana, at Chandigarh

Criminal Misc. No. M-48769 of 2017

Date of Decision: 20.12.2017

Mandeep Singh

... Petitioner(s)

Versus

Satgur Singh

... Respondent(s)

CORAM: Hon'ble Mr. Justice Shekher Dhawan.

Present: Mr. R.K.Bansal, Advocate
for the petitioner(s).

Shekher Dhawan, J.

Present petition under Section 438 Cr.P.C. for seeking pre-arrest bail to the petitioner(s) in criminal appeal bearing No. 126 dated 29.3.2016 titled as “Mandeep Singh v. Satgur Singh”, pending in the Court of learned Additional Sessions Judge, Sangrur arising out of order dated 29.2.2016, passed by the learned Judicial Magistrate Ist Class, Sangrur in criminal complaint bearing No. 88 dated 8.7.2014, under Section 138 of the Negotiable Instruments Act, 1881 (hereinafter referred to as “the Act”)

Learned counsel for the petitioner contended that petitioner had been regularly appearing in the case under Section 138 of the Act before the learned trial Judge as well as the learned first Appellate Court and on the last date of hearing i.e. 28.11.2017, he mistook the date and failed to appear before the learned first Appellate Court. Learned counsel further contended that petitioner is still ready to appear before the learned first Appellate Court

and to submit himself to the process of law.

Having considered the aforesaid submissions made by learned counsel for the petitioner, present petition stands disposed of with the direction that petitioner shall surrender before the learned first Appellate Court. In case petitioner moves an application for releasing him on bail, the learned first Appellate Court shall consider the same sympathetically. However, the learned Court below shall be at liberty to complete the proceedings under Section 446 Cr.P.C. against the petitioner.

(Shekher Dhawan)
Judge

December 20, 2017

“DK”

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No