

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CRM No.M-5768 of 2017
Date of decision:23.2.2017

Sarabjit Singh

... Petitioner

versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.A.S.Dhaliwal, Advocate,
for the petitioner
...

AMOL RATTAN SINGH, J. (Oral)

1. By this petition, the petitioner is seeking the concession of anticipatory bail after a criminal case for the alleged commission of an offence punishable under Section 420 IPC was registered against him, vide FIR No.248, at Police Station Dharamkot, District Moga, on 2.9.2014.

2. Learned counsel for the petitioner submits that the matter has, in fact, been compromised with respondent no.2, i.e. the complainant, and that he has also filed CRM No.M-5655 of 2017 seeking quashing of the FIR itself on the basis of such compromise, which is also listed before this Court today. He has also filed another petition, being CRM No.M-5763 of 2017, seeking to set aside the order by which the petitioner was declared to be a proclaimed offender.

3. Though, undoubtedly, a copy of the compromise deed is on record as Annexure P-2 with this petition, however, in view of the fact that the petitioner has been coming and going to India from abroad even after

the FIR was registered against him, even upon a proclamation having been issued against him under Section 82 Cr.P.C., I see no reason to entertain this petition seeking anticipatory bail.

4. Consequently, this petition is dismissed, with liberty obviously to the petitioner to surrender before the learned trial Court and to file an application seeking regular bail. Upon such an application being moved, the learned trial Court would decide it on its own merits at the earliest, preferably within one week.

23.2.2017
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No