

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

CRM-M-6935-2017(O&M)

Date of decision-03.03.2017

Pankaj Kumar

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. AGS Dhillon, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

CRM-6858-2017

Application is allowed as prayed for.

Annexures P-1 to P-3 are taken on record subject to all just exceptions.

CRM-M-6935-2017

This petition under Section 438 of the Criminal Procedure Code has been filed for grant of anticipatory bail to the petitioner in FIR No. 46 dated 24.06.2013 registered under Sections 307, 382, 511, 148 and 120-B read with Section 149 of Indian Penal Code and Section 25 of Arms Act at Police Station Sadar, Rajpura.

Learned counsel for the petitioner contends that vide order dated 17.12.2013 (Annexure P-2), the petitioner was admitted to regular bail by this Court. Thereafter, he had been regularly appearing before the trial Court, however, he could not appear before the trial Court on the fixed date as his wife had been seriously ill as is reflected from the Annexure P-3 (Colly). Otherwise the petitioner had been regularly appearing before the

trial Court. The absence of the petitioner from the process of the Court was neither intentional nor wilful.

Notice of motion.

At the asking of the Court, Ms. Harsimrat Rai, DAG, Punjab accepts notice on behalf of the respondent-State. A complete copy of the paper book has been furnished to the learned counsel, in the Court.

In view of the above and considering the medical evidence on record Annexure P-3 (Colly), it is ordered that in case the petitioner surrenders before the competent Court within one week from today, he be admitted to bail, on his furnishing adequate bail bonds/surety bonds, to its satisfaction.

However, in case if at any stage, the State finds that the averments made in the petition or against the record that State have the right to revive the present petition or any other proceeding against petitioner as per law.

Disposed of.

(JITENDRA CHAUHAN)
JUDGE

March 03, 2017

vanita

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