

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

**CRM-M-709-2017
Date of Decision :08.05.2017**

RAJBIR SINGH

.....Petitioner

Versus

STATE OF PUNJAB & ANR

.....Respondents

CORAM : HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: None for the petitioner.

Mr. Rajesh Mehta, Addl. Advocate General, Punjab.

AMOL RATTAN SINGH, J. (ORAL)

Pursuant to the orders of this Court dated 20.02.2017 and 27.04.2017, the report of the learned trial Court has been received, firstly stating therein that petitioner-accused Rajbir Singh surrendered before the trial Court on 15.01.2017 pursuant to the orders of this Court dated 13.01.2017 and furnished his bail and surety bonds to the satisfaction of that Court.

As regards the non-furnishing of the report of the trial Court, an explanation has been given to the effect that the order of this Court, though attached to the file in which the case was put before the Court of Sessions', it was never brought to the notice of the Court by the the Ahlmed, who had also admitted to his fault.

As per the learned trial Court, other communications which have been received in the Court, but had not been put up by the Ahlmed were also taken possession of, with such communications being 32 in number and consequently a probe into the matter is being conducted by that

Court. The explanation as regards non sending of the report of the trial Court on the last date of hearing here, is therefore accepted.

As regards the merits of the present case, it is seen that interim anticipatory bail was granted by this Court vide the aforesaid order dated 13.01.2017, the petitioner being the accused in a criminal complaint instituted by respondent No.2 herein.

However, despite service, even before the first date of hearing after notice was issued, i.e. before 20.02.2017, respondent No.2 has not put in an appearance. Consequently, with the petitioner in any case now appearing before the trial Court, the order dated 13.01.2017 is made absolute on the same terms and conditions.

(AMOL RATTAN SINGH)
JUDGE

May 08, 2017

Sunil Devi

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No