

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CRM No.M-8612 of 2017
Date of decision:15.3.2017

Rajinder Singh @ Kamppy

... Petitioner

versus

State of Punjab

... Respondent

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

Present: Mr.S.P.S.Gill, Advocate,
for the petitioner

...

AMOL RATTAN SINGH, J. (Oral)

The petitioner is seeking the concession of anticipatory bail, he having been admitted to bail earlier by the learned trial Court but with the bail bonds cancelled on account of his non-appearance on one date (as contended). The bail bonds having been forfeited by the learned trial Court vide order dated 29.11.2016, the petitioner thereafter filed an application under Section 70(2) Cr.P.C. on 6.12.2016, stating therein that he had been stopped from entering the Court on 29.11.2016 by the 'Naib Court' and subsequently he came to know that non-bailable warrants had been issued by the learned trial Court.

The learned trial Court dismissed that application, holding that the factum of the Naib Court allegedly having detained the petitioner outside the Court was never brought to the knowledge of the said Court and therefore, a concocted story had been made in the application moved

thereafter.

Having considered the aforesaid and seeing that the application under Section 70(2) Cr.P.C. was filed after 7 days of the alleged incident in which the petitioner allegedly was kept outside the Court, I see no ground to grant the concession of anticipatory bail.

The petition is consequently dismissed, leaving the petitioner to avail of his remedy of applying for regular bail before the learned trial Court, which would be decided on its own merits by the said Court.

15.3.2017
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No