

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

CRM-M-92-2017

Date of decision-09.01.2017

Jagir Singh

...Petitioner

Vs.

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Rishu Mahajan, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

This petition under Section 438 of the Criminal Procedure Code has been filed for grant of anticipatory bail to the petitioner in case No. COMI/0000147/2013, RBT 88/14 dated 13.06.2014 titled “Rashpal Singh Vs. Jagir Singh and another” registered under Section 420 of the Indian Penal Code.

Learned counsel for the petitioner contends that the petitioner was allowed personal exemption by the learned trial Court vide order dated 03.02.2015 (Annexure P-2). However, learned counsel for the petitioner could not cause representation on 31.08.2015 and accordingly, the bail bonds were forfeited. Subsequently, the petitioner along with co-accused, namely, Dalbir Singh approached the learned trial Court. Trial Court was pleased to allow the application of the petitioner with regard to anticipatory bail whereas the application of the co-accused, Dalbir Singh was declined. Subsequently, co-accused-Dalbir Singh approached this Court. This Court vide order dated 09.09.2016 ordered the co-accused, Dalbir Singh to surrender his passport before this Court. The certified copy of the order was

delivered on 12.09.2016 to the petitioner. The co-accused could not appear before the trial Court within the stipulated period.

Heard.

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.

The co-accused, Dalbir Singh approached this Court against the order by way of CRM-M-91-2017 in which notice of motion has been issued and the fact that the bail petition filed by the petitioner was allowed by the learned trial Court, it is ordered that the petitioner be admitted to bail, on his furnishing adequate bail bonds/surety bonds to the satisfaction of trial Court, if not required in any other FIR.

Disposed of.

(JITENDRA CHAUHAN)
JUDGE

January 09, 2017

vanita

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