

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

**CRM-M-9997-2017
Date of decision-05.04.2017**

**Mohinder Thakur
Vs.
State of Haryana**

**...Petitioner

...Respondent**

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. L.S.Bhullar, Advocate for
Mr. Manoj Kumar, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana assisted by
ASI Kashmir.

JITENDRA CHAUHAN, J. (Oral)

This is a second petition filed under Section 438 of the Code of Criminal Procedure, for grant of anticipatory bail to the petitioner in FIR No.35 dated 19.11.2014, registered under Section 306 read with Section 34 of Indian Penal Code and Sections 3 and 4 of Dowry Prohibition Act, 1961 at Police Station Chandigarh, District GRP, Ambala Cantt.

The petitioner was admitted to anticipatory bail by this Court vide order dated 03.08.2015 (Annexure P-5). It is contended that the petitioner could not appear before the trial Court on certain dates and the application for personal exemption along with medical certificate was filed on medical ground. However, learned Court without consulting the medical report issued non-bailable warrants against the petitioner by observing that the petitioner was knowingly and intentionally hampering the proceedings of the Court.

The petitioner undertakes to regularly appear in the matter.

Therefore, a prayer is made in view of the medical evidence to take a lenient view in the matter.

In view of the above, considering the fact that the petitioner's exemption application was supported by the medical evidence, this Court is inclined to take lenient view.

Accordingly, it is ordered that in case the petitioner surrenders before the Competent Court within a week from today, he be admitted to bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned. The same shall be subject to payment of Rs.10,000/- towards costs in favour of the State.

The petition stands disposed of.

(JITENDRA CHAUHAN)
JUDGE

April 05, 2017
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No