

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 238

Criminal Appeal No.D-397-DB-2017 (O&M)

Date of decision : 18.05.2018

Kapil

..... Appellant

VERSUS

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Bijender Dhankhar, Advocate, for the appellant.

Mr. Ravi Dutt Sharma, DAG, Haryana.

RAJESH BINDAL, J:

Custody certificate of accused dated 17.05.2018 produced by the learned State counsel in Court is taken on record.

The appellant in the present case was convicted under Sections 302 and 325 IPC and sentenced to undergo imprisonment for life. Fine of ₹11,000/- was also imposed. The charge proved against the appellant was that he had murdered deceased-Mahesh @ Monu and caused grievous injuries to Sandeep. The appeal was admitted on 24.04.2017. The appellant was released on furlough for twenty one days on 18.01.2018. He was to surrender in jail on 09.02.2018 but has absconded thereafter. In such cases the authorities should have been careful in granting furlough.

Be that as it may, as the appellant has failed to surrender after he was released on furlough, we do not deem it appropriate to hear the appeal on merits. The same is accordingly dismissed, however, with liberty to get the same revived in case the appellant surrenders back. The State shall make earnest efforts to arrest the appellant.

[RAJESH BINDAL]
JUDGE

18.05.2018

shamsher

[DEEPAK SIBAL]
JUDGE