

**IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH
106**

CRM-M-12678-2018

Date of decision: 27.03.2018

Mahesh Patel

...PETITIONER

VS.

State of Haryana and another

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Rajesh Lamba, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Counsel for the petitioner contends that non-bailable warrants have been issued against the petitioner because of non-appearance before the Appellate Court. He contends that the petitioner could not appear before the Appellate Court for the reason that he could not arrange the remaining amount, although remaining amount has now been paid to respondent No. 2, who has moved an application for compounding of offence on 16.03.2018 (Annexure P-4). He further contends that the next date before the Appellate Court is 02.04.2018, on which date the petitioner shall appear before the Appellate Court so that the Court may proceed to decide the case. He contends that the petitioner has not intentionally absented from appearance before the Appellate Court rather it was because of circumstances, which were beyond his control, despite best efforts made by him. He, thus, prays that the petitioner be granted concession of anticipatory bail.

Keeping in view the statement made by the counsel for the petitioner and in the light of the fact that the matter has been amicably

settled and a compromise has been entered into with an application moved by the complainant-respondent No. 2 in a case preferred under Section 138 of the Negotiable Instruments Act for compounding of the offence, the prayer made in the present petition is accepted.

In case, the petitioner appears before the Appellate Court on 02.04.2018 and submits his application for grant of bail, the same shall be accepted and he be released on bail to the satisfaction of the Appellate Court.

Petition stands disposed of accordingly.

March 27, 2018

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**

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