

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-16592-2018(O&M)

Date of Decision: 09.07.2018

Hansraj Yadav

--Petitioner

Versus

State of Haryana

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Suresh Kaushik, Advocate for the petitioner.

Mr. P.K. Garg, A.A.G., Haryana.

TEJINDER SINGH DHINDSA.J (Oral)

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioner in case F.I.R. No.196 dated 2.4.2017 under sections 420, 406, 120-B I.P.C, registered at Police Station, Badshahpur, District Gurugram.

On 21.4.2018, the following order was passed by this Court:-

“Petitioner seeks concession of anticipatory bail pending trial in case FIR No.196 dated 02.04.2017, under Sections 420, 406, 120-B IPC, registered at Police Station Badshahpur, District Gurugram.

Counsel submits that petitioner had duly surrendered and thereafter was granted concession of bail. However, on account of non-appearance before the trial Court on one solitary date i.e. 17.03.2018 concession of bail has been cancelled and non-bailable warrants to secure presence of the petitioner have been issued.

It is contended that non-appearance was on account of compelling circumstances i.e. medical ailment that the petitioner was suffering from and the intent was not to evade the trial proceedings.

Notice of motion, returnable for 25.05.2018.

In the meanwhile, it is directed that in case petitioner appears before the trial Court on the date already fixed i.e. 27.04.2018, he would be entitled to interim bail subject to satisfaction of the trial Court.

A copy of this order be given to learned counsel for the petitioner under the signatures of the Bench Secretary.”

During the course of resumed hearing today counsel for the petitioner has made available for perusal of this Court copy of order dated 27.4.2018 passed by the learned JMIC, Gurugram and the same would reveal that the petitioner has duly surrendered before the Court and has been admitted to bail on furnishing bail bonds in the sum of Rs.1 lac and with one local surety in the like amount.

Learned State counsel, who is on instructions from ASI Munshi Ram does not dispute such factual premise.

The petitioner having joined trial proceedings, the prayer made in the present petition is accepted. Accordingly, the present petition is allowed. The order dated 21.4.2018, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

09.07.2018
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Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No