

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

208

CRM-M-21267-2018

Date of Decision: September 06, 2018

Sunny Kumar @ Giani

.....Petitioner(s)

versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Naveen Batra, Advocate for the petitioner.

Mr. Jasdeep Singh Walia, Sr. DAG, Punjab.

Sudhir Mittal, J. (Oral)

The petitioner-Sunny Kumar @ Giani seeks grant of anticipatory bail in DDR No.10, dated 09.07.2016, registered at Police Station Sadar, Hoshiarpur under sections 307, 326 and 302 IPC in FIR No.88, dated 06.07.2016 registered under sections 452/323 IPC.

By drawing the attention of the Court to the contents of the FIR, learned counsel for the petitioner submits that the petitioner has not been named therein and no role is attributed to him. In fact, the complainant fell down from the motor-cycle and suffered head injury because of which, he expired subsequently. This is also apparent from the FIR No.88, dated 06.07.2018, a copy of which has been annexed as Anneuxre P-1.

Learned State counsel does not dispute the factual submission made by learned counsel for the petitioner. However, he submits that the petitioner has been declared proclaimed offender and thus, he is not entitled to the concession of anticipatory bail.

In view of the fact that the petitioner is absconding from the law, he does not deserve to be granted discretionary relief under section 438 of Code of Criminal Procedure, 1973.

The petition is accordingly dismissed.

September 06, 2018

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[SUDHIR MITTAL]

JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No