

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

**CRM NO. M-22718 OF 2018
DATE OF DECISION : 25.05.2018**

Harpreet Singh

...Petitioner

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Pardeep Bajaj, Advocate,
for the petitioner.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in a complaint case bearing No.163 dated 28.09.2013 under Section 138 of the Negotiable Instruments Act, 1881 (hereinafter referred to as "138 of the Act").

Learned counsel for the petitioner contends that petitioner had earlier been granted bail by the trial Court as the offence under Section 138 of the Act is bailable. However, the petitioner could not appear before the Court on 05.12.2017 as he was unwell. He has referred to medical record (Annexure P-4) of the petitioner, who was under treatment at that time.

Learned counsel undertakes that the petitioner shall henceforth appear before the trial Court on each and every date of hearing and would not absent himself from the Court without prior permission of the Court.

Issue notice to respondent No.1 only, at this stage.

At the asking of Court, Mr. Sidakmeet Singh Sandhu, Assistant Advocate General, Punjab, accepts notice on behalf of respondent No.1. A copy of paper-book be supplied to him during the course of day.

Heard.

The petitioner had earlier been granted regular bail but he could not appear before the trial Court as he was stated to be unwell. Therefore, it would be in the interest of justice, if the petitioner is protected from his arrest and granted liberty to appear before the trial Court.

Consequently, the petition is allowed. Petitioner shall appear before the trial Court and on his doing so, he shall be released on bail subject to furnishing adequate bonds to the satisfaction of trial Court/Duty Magistrate concerned. However, the petitioner shall appear before the trial Court on each and every date of hearing and shall not absent from Court without prior permission of the Court.

(ANUPINDER SINGH GREWAL)
JUDGE

MAY 25, 2018
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1. Whether speaking/reasoned : YES/NO
2. Whether reportable : YES/NO