

CRM-M-26463-2018

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

CRM-M-26463-2018 (O & M)

Date of Decision: 25.09.2018

Rohit Verma

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vikram Singh Chauhan, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

INDERJIT SINGH, J. (Oral)

As per Registry, notice issued to respondent No.2 has been received back duly served. However, none has appeared on behalf of respondent No.2.

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in Criminal Appeal No.27 of 2016, pending in the Court of learned Additional Sessions Judge, Ludhiana, arising out of criminal Complaint No.59529 dated 30.04.2013, under Section 138 of the Negotiable Instruments Act, decided on 28.07.2016 by the Judicial Magistrate Ist Class, Ludhiana.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of respondent No.1-State and contested this petition.

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I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

It has been brought to the notice of this Court that in pursuance of the interim order dated 20.06.2018, the petitioner has already appeared before the court and has been released on interim bail. Though the interim order dated 20.06.2018 was vacated on 09.08.2018, yet the fact remains that disposal of the appeal may take a long time and no useful purpose will be served by sending the petitioner to custody till its disposal.

Keeping in view the facts and circumstances of the present case and without discussing the facts of the case in minute details, I find merit in the present petition and the same is allowed. The petitioner is directed to appear before the lower Appellate Court within 10 days from today. On his doing so, the lower Appellate Court shall release him on bail to its satisfaction.

25.09.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No