

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

CRM-M-27042-2018(O&M)

Date of Decision:-9.8.2018

Krishna

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present:- Mr. Vikram Preet Arora, Advocate for the petitioner.

Mr. A.S. Sandhu, Additional Advocate General, Punjab.

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**GURVINDER SINGH GILL, J.** (Oral)

By way of filing this petition, the petitioner seeks grant of anticipatory bail in respect of a case registered against him vide FIR No.73 dated 24.6.2015 under Section 435 of Indian Penal Code, 1860 at Police Station Bassi Pathana, District Fatehgarh Sahib.

The FIR was lodged at the instance of Laad Singh, wherein it is alleged that after harvesting his wheat crop he had made five 'kups' of straw and that on 17.5.2015, some unknown persons set two of the 'kups' on fire, which turned into ashes. It is further alleged that subsequently on 23.5.2015, when he alongwith Mukhtiar Singh and Nirmal Singh were present in his fields then a Hindu gentleman set another 'kup' on fire and that he was able to recognize the said person as Krishna son of Suraj Rai, who had been working with him earlier in the year 2004.

The petitioner had been arrested and had been granted bail but subsequently he did not appear before the trial Court resulting in cancellation of his bail and his being declared a proclaimed offender.

The learned counsel for the petitioner has submitted that his absence was not intentional and was on account of the fact that he was never informed about presentation of the challan.

I have considered the aforesaid submission. I find that it was for the petitioner to have remained in touch with his counsel so as to know about the proceedings of the case. In any case, the FIR was lodged way back in the year 2015 and his absence for such a long period is not justified at all. As such, I do not find any ground for granting anticipatory bail to the petitioner and the present petition is hereby dismissed.

However, in case the petitioner surrenders before the trial Court within a period of 10 days from today and applies for grant of regular bail, the learned trial Court shall endeavour to dispose of the same expeditiously preferably within a period of three days from filing of such application.

**9.8.2018**

pankaj

**(Gurvinder Singh Gill)**  
**Judge**

Whether speaking /reasoned                      Yes / No

Whether Reportable                                  Yes / No