

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

CRM-M-27134 of 2018(O&M)
Date of Decision: 04.07.2018

Jatinder Nigam @ Jitender Nigam

...Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. S.S. Salar, Advocate, for the petitioner.

RAMENDRA JAIN, J. (ORAL)

Prayer in the instant petition under Section 438 Cr.P.C. has been made for grant of anticipatory bail to petitioner Jatinder Nigam @ Jitender Nigam in case FIR No.89, dated 02.05.2013, registered under Sections 420, 406, 467, 468, 471, 120-B IPC at Police Station City Jagraon, District Ludhiana (Rural).

Learned counsel for the petitioner *inter alia* contends that warrants of arrest or proclamation was never effected upon the petitioner on his correct address.

The above submission of learned counsel for the petitioner is patently wrong in view of the statement of Constable Gurdev Singh recorded by the Judicial Magistrate (Ist Class), Jagraon, on 04.01.2018.

Next contention of learned counsel for the petitioner is that there is no colony/locality in the name and style of Mitapur in Delhi.

This contention of learned counsel for the petitioner is also patently wrong in view of his own affidavit, where he has mentioned his residential address as '441, Ekta Vihar, Mithapur Extension, Badarpur South Delhi'. Learned counsel for the petitioner has not produced any record to show that 'Mithapur' and 'Mitapur' are different localities. Every individual has his own

'Mithapur' or 'Mitapur' is a self-styled imaginary creation of the petitioner, which has no legs to stand in the absence of any documentary evidence that both are different localities.

Without commenting on the merits of the case, present petition is disposed of with a direction to the petitioner to appear before the trial Court on or before 12.07.2018 and if he so desires, move application for his bail. The bail application of the petitioner shall be decided within two days. On failing of the petitioner to appear before the trial Court on or before 12.07.2018, this order shall stand automatically cancelled.

04.07.2018

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(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No