

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

CRM-M-2975-2018(O&M)  
Date of Decision: 01.03.2018

Jatinder Singh @ Kaka

--Petitioner

Versus

State of Punjab

--Respondent

**CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.**

Present:- Mr. Alakh Mehta, Advocate for  
Mr. Tarun Vir Singh Lehal, Advocate  
for the petitioner.

Ms. Jaspreet Kaur, A.A.G., Punjab.

\*\*\*

**TEJINDER SINGH DHINDSA.J (Oral)**

Instant petition has been filed under Section 482 Cr.P.C read with section 438 Cr.P.C seeking quashing of the order dated 1.11.2017 (Annexure P-3) and whereby bail bonds of the petitioner were canceled and non-bailable warrants to secure his presence were issued.

On 24.1.2018, while issuing notice of motion, the following order was passed by this Court:-

*“Instant petition has been filed under Section 482 read with Section 438 Cr.P.C. seeking quashing of an order dated 01.11.2017 (Annexure P-3) and in terms of which the bail bonds of the petitioner have been cancelled and non-bailable warrants to secure his presence were issued.*

*Petitioner was implicated in FIR No.10 dated 06.04.2015, under Sections 379, 411 IPC, registered at Police Station Dorangla, Gurdaspur and was convicted vide judgment dated 27.02.2017 (Annexure P-2).*

*Petitioner preferred an appeal against the judgment of conviction and was granted bail.*

*Counsel submits that the petitioner had been duly*

*appearing before the Appellate Court and only on account of nonappearance on one solitary date i.e. 01.11.2017, the concession of bail has been canceled.*

*It is contended that non-appearance was on account of bonafide reasons and the intent was not to evade the Court proceedings.*

*Notice of motion, returnable for 01.03.2018.*

*In the meanwhile, it is directed that in case the petitioner puts in appearance before the Appellate Court within a period of 10 days from today, he would be entitled to interim bail subject to satisfaction of the trial Court.”*

Counsel appearing for the petitioner makes a statement at the bar that in pursuance to the order dated 24.1.2018 passed by this Court the petitioner has duly appeared before the learned Additional District Judge, Gurdaspur on 2.2.2018 and was admitted to bail on having furnished bail bonds in the sum of Rs.50,000/- with one surety in the like amount.

In view of such factual premise, whereby petitioner has joined trial proceedings, the order dated 1.11.2017 (Annexure P-3) is set aside.

Accordingly, the present petition is allowed in terms of making order dated 24.1.2018 passed by this Court as absolute.

Petition disposed of.

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**

**01.03.2018**

lucky

|                            |        |
|----------------------------|--------|
| Whether speaking/reasoned: | Yes/No |
| Whether Reportable:        | Yes/No |