IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-32743-2018 (O&M)
Date of Decision: 01.08.2018

Vikram --Petitioner

Versus

State of Haryana --Respondent

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

Present:- Ms. Parminder Kaur, Advocate for
Mr. S.S. Bairagi, Advocate for the petitioner.

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TEJINDER SINGH DHINDSA.J (Oral)

This is the second attempt made by the petitioner in terms of filing the instant petition under Section 438 Cr.P.C seeking concession of pre-arrest bail in case FIR No.599 dated 01.11.2008 under Sections 148, 149, 323 & 506 I.P.C, registered at Police Station, City Karnal.

Counsel has placed heavy reliance upon the judgement dated 16.12.2010 and in terms of which co-accused have earned acquittal from the Trial Court. Further contended that even the complainant as also eye witness did not support the prosecution version.

Counsel for the petitioner has been heard at length.

In the considered view of this Court the present petition is wholly misconceived.

The first petition filed before this Court seeking anticipatory bail i.e. CRM-M-8724-2017 had been dismissed on 15.3.2017 and in which the submission raised by counsel today had been noticed and dealt with.

The conceded position of fact is that petitioner had evaded trial proceedings and was declared a Proclaimed Offender. Counsel concedes that no challenge was laid to the order declaring the petitioner as a Proclaimed Offender.

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After dismissal of the first petition i.e. CRM-M-8724-2017 on 15.3.2017, petitioner instead of surrendering and joining trial proceedings has chosen again to evade the trial proceedings and has now approached this Court after a period of 15 months approximately by filing the instant petition under Section 438 Cr.P.C.

Conduct of the petitioner disentitles him from the concession of pre-arrest bail.

Petition, accordingly, is dismissed.

(TEJINDER SINGH DHINDSA)
JUDGE

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

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