

CRM-M-38042-2018

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

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Date of Decision: 04.09.2018

Nirmal Singh

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. S.C.Arora, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in complaint No.167 of 2013, filed under Section 138 of the N.I.Act, pending in the Court of learned Chief Judicial Magistrate, Sri Muktsar Sahib.

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

From the record, I find that the petitioner was declared proclaimed person on 12.08.2016. The present petitioner had earlier filed application for anticipatory bail before learned Additional Sessions Judge, Sri Muktsar Sahib which was dismissed vide order dated 07.09.2016.

Firstly, there is nothing on record to show that the petitioner has approached

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this Court immediately after dismissal of his application for anticipatory bail by learned Additional Sessions Judge, Sri Muktsar Sahib. Secondly, the petitioner has absented himself from the Court proceedings and, therefore, he has already been declared proclaimed person.

Keeping in view the above facts, I do not find it a fit case where the petitioner is entitled to the benefit of anticipatory bail.

Therefore, finding no merit in the present petition, the same is dismissed.

04.09.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

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