

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

**CRM-M-40435-2018
Date of decision:31.10.2018**

Mandeep

....Petitioner

Versus

State of Haryana

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Dinesh Saini, Advocate
for the petitioner.

Mr. Arjun Singh Yadav, AAG, Haryana
assisted by HC Upender Singh.

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seeks grant of anticipatory bail in respect of FIR No.192 dated 28.04.2018 under Sections 147, 149, 323, 325, 307, 341, 506 of Indian Penal Code, 1860 registered at Police Station Barwala, District Hisar on account of non-bailable warrants having been issued pursuant to his absence before the trial Court.

It has been submitted that absence of the petitioner before the trial Court on 10.08.2018 was the first instance of default on his part and was not intentional. Pursuant to directions issued by this Court on 14.09.2018, the petitioner is stated to have appeared before the trial Court.

The said fact is not disputed by learned State counsel who has stated so upon instructions from HC Upender Singh.

Having regard to the facts and circumstances of the case and bearing in mind that the default on 10.08.2018 was the first instance of fault on the part of the petitioner, a lenient view is being taken and the interim directions issued vide order dated 14.09.2018 by this Court are hereby made absolute subject to the condition that the petitioner shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

The petition is accepted in the above mentioned terms.

(GURVINDER SINGH GILL)
JUDGE

31.10.2018
Gaurav Sorot

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No