

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

106

CRM-M-43879-2018

Date of Decision:05.10.2018

Rakesh Kumar

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Munish Gulati, Advocate for
Mr. Kamal Narula, Advocate,
for the petitioner.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in complaint case No.NACT-781/2016 dated 15.09.2016, titled as “Kuldeep Singh Versus Rakesh Kumar” under Section 138 of the Negotiable Instruments Act, 1881.

Learned counsel states that the petitioner has been declared proclaimed offender in the case as he has not been properly served. He never received summons/notice/bailable warrants or warrant of arrest. Petitioner is residing at the same given address in the complaint as well as the same office where he was working.

When a specific query is put to the counsel for the petitioner that as to how the present petition seeking anticipatory is maintainable when the petitioner has been declared proclaimed offender, learned counsel for the petitioner wishes to withdraw the present petition to avail the legal

recourse.

Dismissed as withdrawn.

However, in case the petitioner appears before the trial Court within a week from today, the trial Court shall decide the bail application, preferably on the same day.

October 05, 2018
seema

(HARI PAL VERMA)
JUDGE

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