

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.No.M-7565 of 2018 (O&M)
Date of decision : 21.02.2018

Avtar Singh alias Ladi

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Vishal Nehra, Advocate
for the petitioner.

RAJ SHEKHAR ATTRI, J.(Oral)

The petitioner has preferred the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.156 dated 01.11.2013, registered under Sections 323, 324, 341, 427, 34 IPC at Police Station Bullowal, District Hoshiarpur.

Notice of motion.

Mr. V.G.Jauhar, Senior DAG, Punjab, who is present in Court, has accepted notice on behalf of respondent-State. Complete copy of the paper book has been supplied to him.

Service is complete.

The earlier petition i.e. Criminal Misc.No.M-6744 of 2018, filed before this Court for grant of anticipatory bail was dismissed as withdrawn due to some typographic mistake.

The petitioner was facing the trial in aforesaid case FIR. The trial could not be concluded upto 09.01.2017 as the petitioner was absented from the trial court on that day and due to his absence, his bail bonds were

cancelled and forfeited to State and he was ordered to be summoned through non-bailable warrants. He moved an application for grant of anticipatory bail before the Sessions Court and the same was dismissed. It is apparent from the record that no show cause notice was issued to the petitioner before cancellation of his bail.

To the mind of this Court, the learned trial Court has taken undue haste in cancellation of the bail. As such, the petitioner is directed to surrender before the learned trial Court within seven days from today and on doing so, he shall be released on bail by that Court to its satisfaction.

The instant petition stands disposed of accordingly.

21.02.2018
mamta-M

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No