

Sr. No.209

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

CRM No. M-9235 of 2018 (O&M)

Date of Decision: 19.04.2018

Raghu Raja @ Raghu

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mr. Dinesh Mahajan, Advocate,
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of pre arrest bail to the petitioner in case FIR No.22 dated 13.04.2012 under Sections 323/324/307 and 34 IPC, registered at Police Station Division No.1, Pathankot.

While issuing notice of motion, the following order was passed by this Court on 07.03.2018:-

“The instant petition has been filed under Section 438 Cr.P.C seeking the concession of pre-arrest bail to the petitioner in case FIR No.22 dated 13.4.2012 under sections 323, 324, 307, 34 I.P.C, registered at Police Station, Division No.1, Pathankot.

Counsel would submit that the petitioner after arrest was granted bail and had been duly appearing

before the Trial Court. Only on account of non-appearance before the Trial Court on 30.1.2018, non-bailable warrants to secure presence of the petitioner have been issued.

Counsel would advert to the documents placed on record at Annexure P-2 to submit that the petitioner was admitted in a de-addiction centre and as such absence from the trial proceedings on the date in question i.e. 30.1.2018 was on account of bonafide reasons. Undertaking is furnished that petitioner would duly appear before the Trial Court on the date fixed i.e. 8.3.2018.

Notice of motion, returnable for 19.4.2018.

In the meanwhile, it is directed that in case the petitioner duly appears before the Trial Court on the date already fixed i.e. 8.3.2018, he would be entitled to interim bail subject to satisfaction of the Trial Court.

A copy of this order be furnished to counsel for the petitioner under the signatures of Bench Secretary.”

Learned counsel during the course of hearing today has furnished copy of the order dated 08.03.2018 passed by the learned Additional Sessions Judge, Pathankot and a perusal of the same would reveal that petitioner has appeared before the trial Court and had been admitted to bail upon furnishing requisite bail bonds.

Petitioner having joined trial proceedings, prayer made in the present petition is accepted.

Order dated 07.03.2018 passed by this Court is made absolute.

Disposed of.

19.04.2018

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No