

In the High Court of Punjab and Haryana, at Chandigarh

Criminal Misc. No. M-54873 of 2018

Date of Decision: 13.12.2018

Gurpreet Singh

... Petitioner(s)

Versus

State of Punjab

... Respondent(s)

CORAM: Hon'ble Mr. Justice Shekher Dhawan.

Present: Mr. Naveen Batra, Advocate
for the petitioner(s).

Shekher Dhawan, J.

Present petition under Section 438 Cr.P.C. for seeking pre-arrest bail to the petitioner(s) in case FIR No. 69 dated 08.07.2014, registered under Section(s) 21(1) & 4(1) of the Mining & Mineral (Development & Regulation) Act, 1957 and Section 188 & 420 IPC at Police Station Kiratpur Sahib, District Rupnagar.

Learned counsel for the petitioner contended that petitioner is involved in offences which are bailable in nature and he is ready to surrender before the learned trial Judge.

As per view taken by the Hon'ble Apex Court in ***Lavesh v. State (NCT of Delhi) 2012(4) RCR (Criminal) 240***, anticipatory bail by accused, who has already been declared as proclaimed offender, is not maintainable and he is required to surrender before the Court, which had already declared

him as such. Thus, present petition, being not maintainable, stands dismissed.

(Shekher Dhawan)
Judge

December 13, 2018
“DK”

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