

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

**Crl. Misc. No.M-290 of 2019 (O&M)
Date of Decision: January 08, 2019**

Sukhwant Singh

.....PETITIONER(s).

VERSUS

State of Haryana

...RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. K.S. Dhaliwal, Advocate
for the petitioner (s).

SURINDER GUPTA, J.(Oral)

This is second petition filed under Section 438 read with Section 482 Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No.03 dated 07.01.2017 registered for the offences punishable under Sections 323, 506 of Indian Penal Code and 3 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, at Police Station Guhla, District Kaithal and for quashing of order dated 27.11.2018 (Annexure P-3) passed by learned Additional Sessions Judge, Kaithal, vide which non-bailable warrants of the petitioner have been issued.

Heard.

Petitioner was earlier allowed anticipatory bail vide order dated 17.08.2017. He did not appear on 27.11.2018, as such, his bail bond and surety bond were cancelled.

Learned counsel for the petitioner argues that petitioner sought

permission to visit Pakistan with *Jatha*, which was allowed vide order dated 21.11.2018 but he could not furnish the required personal bond and surety bond as per order passed by learned Additional Sessions Judge. He had left with *Jatha* to Pakistan on 22.11.2018. Personal bond and surety bond could not be furnished as he had to report on 21.11.2018 and was not having enough time to do so.

Keeping in view the fact that petitioner has flouted the terms of bail allowed to him, I find no reason to exercise the discretionary power of this Court to extend the benefit of anticipatory bail to the petitioner.

This petition has no merits. Dismissed.

However, the petitioner can put forth the plea taken in this petition before the trial Court in his application for regular bail, which will be considered while deciding the application on merits, without being influenced by this order.

January 08, 2019
Sachin M.

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned: ***Yes/No***

Whether Reportable: ***Yes/No***