

S.No.116

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

CRM-M-2450 of 2019 (O&M)

Date of Decision:29.01.2019

Bijender @ Bhorl

.....Petitioner

Vs.

State of Haryana

.....Respondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. Ajay Ghanghas, Advocate
for the petitioner.

Rajbir Sehrawat, J.(Oral)

CRM No.3098 of 2019

Application is allowed. Annexure P.7 is taken on record.

CRM-M-2450 of 2019

The present petition has been filed for quashing of the order dated 25.09.2018 passed by Judicial Magistrate Ist Class, Gurugram whereby the bail granted to the petitioner in FIR No.454 dated 01.10.2015 registered under Section 406/420 IPC at Police Station Badshahpur, District Gurgaon was cancelled/recalled.

At the outset, learned counsel for the petitioner submits that he wishes to withdraw the present petition; with liberty to approach the Sessions Court for seeking fresh bail in the case. However, it is submitted that in the given facts and circumstances of the case, it be ordered that the Sessions Court would not be influenced by the order impugned in the present petition whereby the bail granted to the petitioner was recalled or any other order in this regard and that the Sessions Court be directed to consider the application of the petitioner afresh, without being influenced by any other order passed qua releasing the petitioner on bail in any application.

In view of the above, the present petition is dismissed as withdrawn; with liberty to approach the appropriate Court once again. It is further ordered that in case the petitioner so applies for bail pending trial, then the same shall be considered on its merits afresh; without being influenced by any other order earlier granting or denying the bail to the petitioner.

January 29, 2019
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No