

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

CRA-S-1970-SB of 2005

Date of Decision:25.07.2019

Brij Mohan Singh

....Appellant

Versus

State of Haryana

...Respondent

**CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present: None for the appellant.

Mr. Arun Kumar, AAG, Haryana.

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**MAHABIR SINGH SINDHU, J.(Oral)**

The instant appeal has been filed against the order dated 31.05.2005, passed by learned Special Judge, Ambala vide which the appellant/surety was penalized with Rs. 50,000/- under Section 446 Cr.P.C.

On the last date of hearing, due to non appearance on behalf of the appellant, bailable warrants was issued to secure the presence of the appellant.

In pursuance of the previous order passed by this Court, report received from learned Chief Judicial Magistrate, Ambala reveals that the presence of the appellant could not be secured as he is not residing at the given address.

In view of the above, this Court is left with no option except to dismiss the present petition for non-prosecution.

**[MAHABIR SINGH SINDHU]  
JUDGE**

July 25, 2019

*rashmi*

Whether speaking/reasoned

yes/no

Whether reportable?

yes/no