

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-10378-2019
DATE OF DECISION:-12.04.2019

AMANPREET SINGH @ MAMPY

...PETITIONER...

VERSUS

STATE OF PUNJAB AND ANR.

..RESPONDENTS...

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Amit Arora, Advocate,
for the petitioner.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 438 Cr.P.C., prayer has been made for grant of anticipatory bail to the petitioner in case No.SC/62/2018 arising out of complaint No.RBT 114/4.10.2014 filed by respondent No.2 under Sections 307, 326, 324, 323, 325, 148, 149 and 506 IPC (P-1) and summoning order dated 16.07.2016 (P-2).

During trial, in a complaint case under Sections 307, 326, 324, 323, 325, 148, 149 and 506 IPC, the petitioner on bail absented on 20.09.2018. An application for exemption from his personal appearance was moved on the ground of his alleged illness, but without any medical record. Therefore, the trial court, dismissing the said application of the petitioner, cancelled his bail and forfeited his bail and surety bonds. Resultantly, ld. Trial court ordered to summon the petitioner through non-bailable warrants. Thereafter, the petitioner moved anticipatory bail

application, which too, was dismissed.

Learned counsel contends that initially the case was fixed for 19.09.2018, on which date, due to General Election of Legislative Assembly, Govt. of Punjab declared holiday. Resultantly, the case was taken-up on next date i.e. 20.09.2018.

Learned counsel has produced photocopy of the medical certificate showing his admission in Jeewandeep Multi Speciality Hospital, Tarn Taran. The same is taken on record. Be tagged at appropriate place.

Considering the above factual aspect of the case, coupled with medical certificate of the petitioner, he is directed to appear before the trial court within a week from today and shall be released on bail, to the satisfaction of trial court, subject to his furnishing adequate bail and surety bonds, besides an undertaking that he will not seek exemption from his personal appearance before the trial court. However, the trial court shall be at liberty to proceed against the petitioner under Section 446 Cr.P.C. independently.

Disposed of.

12.04.2019

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(RAMENDRA JAIN)
JUDGE

whether speaking/reasoned:
whether reportable:

Yes/No
Yes/No