

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

CRM-M No. 10882 of 2019

Date of decision : 11.03.2019

Parmal Singh

.....Petitioner

Versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present : Mr. Rahul Jaswal Advocate for the petitioner.

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DAYA CHAUDHARY, J. (Oral)

This petition has been filed by petitioner under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail to him in Complaint No.93-RBT dated 22.05.2017 instituted on 23.02.2017 titled as Karamjit Singh Vs. Parmal Singh under Section 138 of the Negotiable Instruments Act, 1881, pending in the Court of JMIC, Fatehgarh Sahib (Annexure P-1).

Learned counsel for the petitioner submits that the petitioner could not appear before the trial Court on 24.08.2017 and he was ordered to be summoned through warrant of arrest. Thereafter, he has been declared proclaimed offender. Learned counsel also submits that the offence is bailable and the petitioner is ready to appear before the trial Court.

Since the petitioner has been declared proclaimed offender and he has not challenged the PO order, he is not entitled for anticipatory bail.

Dismissed.

However, in case the petitioner surrenders before the trial Court and moves application for regular bail within a period of one week from the date of receipt of certified copy of this order, the trial Court is directed to take action in accordance with law and decide the application within a period of one week thereafter. The PO proceedings be kept in abeyance till the decision of the bail application.

11.03.2019

sunil yadav

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No

**(DAYA CHAUDHARY)
JUDGE**