

CRM-M-20564-2018

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-20564-2018

Date of Decision: 20th February, 2019

Yashpal Singh

...Petitioner

Versus

State of Haryana & another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sandeep Lather, Advocate for
Mr. Pratham Sethi, Advocate
for the petitioner.

Mr. Pradeep Prakash Chahar, DAG, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

An affidavit of the Commissioner of Police, Faridabad, dated 07.02.2019, in compliance with the order dated 14.01.2019 passed by this Court, has been filed in Court, which is taken on record.

Non-bailable warrants were issued by this Court against respondent No.2-Manish Chawla, in pursuance to which, he has been arrested on 30.01.2019 from Dehradun, Uttarakhand and produced before the Chief Judicial Magistrate, Faridabad, on 31.01.2019. The said respondent No.2 has been sent to the judicial custody.

Present petition was filed by Yashpal Singh – complainant seeking cancellation of regular bail granted to respondent No.2 – Manish Chawla vide order dated 16.02.2018 by this Court in FIR No.856 dated 06.10.2017, under Sections 420, 467, 468 and 471 of IPC, registered at Police Station Suraj Kund, District Faridabad (Haryana), on the ground that

the terms and conditions of the bail have not been complied with by respondent No.2, rather he has jumped the bail and is absenting before the trial Court after release.

Warrants of arrest have been issued by the Chief Judicial Magistrate, Faridabad. This fact has been confirmed by the reply which has been filed by respondent No.1 through an affidavit dated 17.09.2018, wherein, it has been reiterated that the terms of the compromise, which was the basis for grant of regular bail, have not been complied with and further, respondent No.2 had not been appearing before the trial Court and has jumped the bail, where arrest warrants against him have been issued.

In view of the said position and keeping in view the fact that respondent No.2 had indeed been now arrested as per the affidavit which has been filed in Court today, present petition is allowed. Bail of respondent No.2-Manish Chawla, as granted by this Court vide order dated 16.02.2018 (Annexure P-4), is hereby cancelled.

20th February, 2019
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No