

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11991-2019

Date of Decision: 15.03.2019

Surinder Singh @ Shinda

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Prashant Vashisth, Advocate for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

...

Inderjit Singh, J. (Oral)

Petitioner has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.13 dated 30.01.2015, registered at Police Station Sidhwan Bet, Ludhiana-City, under Sections 379 of the Indian Penal Code read with Section 21 of the Mines and Minerals Act, 1957.

Notice of motion.

On the asking of the Court, Ms. Monika Jalota, DAG, Punjab, accepts notice on behalf of respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

Perusal of the record shows that the present petitioner was on regular bail, but he absented himself from the Court proceedings on 25.10.2018 when one witness ASI Kikkar Singh was present, but later on given up by the prosecution being unnecessary. Since 25.10.2018, the present petitioner has not tried to surrender before the trial Court.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that trial of the case will take a long time and no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in the present petition, the same is allowed subject to his surrender before the trial Court within 10 days from today and also to deposit of ₹15,000/- as costs with the District Legal Services Authority, Ludhiana and on doing so, he shall be released on bail by the trial Court to its satisfaction.

15.03.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No