

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

CRM-M-12737 of 2019
Date of Decision:22.04.2019

Rashpal SinghPetitioner
Versus

State of PunjabRespondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Neesh Garg, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in FIR No. 05 dated 10.01.2017, under Section 61 of The Punjab Excise Act, 1914, registered at Police Station Sadar Mansa, District Mansa.

On 19.03.2019, the following order was passed by this Court:

“Contends that on account of illness of petitioner's wife, he could not join the proceedings and is still ready to comply with the order dated 21.01.2019, passed by Additional Sessions Judge, Mansa.

Notice of motion for 22.04.2019.

In the meanwhile, the petitioner is directed to appear before the learned trial Court and in case he moves an application for bail, he shall be released on interim bail till the next date of hearing on his furnishing adequate bail and surety bonds to its satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

It is contended by learned counsel for the petitioner that in terms of the order dated 19.03.2019, the petitioner has joined the proceedings before learned trial Court.

On instructions from ASI Surjit Singh, the above factual position is duly acknowledged by learned State counsel.

In view of the above, the order dated 19.03.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

However, it is clarified that the petitioner shall fully co-operate with proceedings before learned trial Court and shall not commit any recurrence in future.

[MAHABIR SINGH SINDHU]
JUDGE

April 22, 2019
rashmi

Whether speaking/reasoned	yes/no
Whether reportable?	yes/no