

CRM-M-15068-2019

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

CRM-M-15068-2019

Date of Decision: 02.04.2019

Latish Kumar Jain

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ravi Chadda, Advocate,
for the petitioner.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.58 dated 26.06.2016, registered at Police Station P.A.U. Ludhiana, under Sections 170, 419, 380, 342 and 506 of the Indian Penal Code.

Notice of motion.

On the asking of Court, Mr. Dhruv Dayal, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State and contests this petition.

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

From the record, I find that the petitioner absented himself from the court proceedings on 25.01.2019 and his bail was cancelled.

CRM-M-15068-2019

Learned counsel for the petitioner submits that due to unavoidable circumstances being out of station, the petitioner instructed his counsel to file application seeking exemption from personal appearance but his counsel did not file the same. In the present case, FIR is of the year 2016 and earlier, the petitioner has never misused the concession of bail.

The trial of case may take a long time. No useful purpose will be served by sending the petitioner to custody and then to keep him in custody till the final disposal of the case.

Therefore, finding merit in the present petition, the same is allowed. The petitioner is directed to surrender before the trial Court within ten days from today and on doing so, he shall be released on bail by the trial Court to its satisfaction. If the petitioner fails to surrender before the trial Court within the stipulated period, then this petition shall be treated as dismissed.

02.04.2019
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No