

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

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**C.R.M-M No.14969 of 2019
Date of Decision : 01.04.2019**

Manjeet @ Mita

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Ms. Kamaljeet Kaur, Advocate
for the petitioner.

AJAY TEWARI, J. (ORAL)

This petition has been filed under Section 482 Cr.P.C. for setting aside the order dated 26.02.2019 (Annexure P-3) whereby application filed by the petitioner for exemption from personal appearance was dismissed and the bail bonds was cancelled.

Notice of motion.

On the asking of the Court, Mr. Gaurav Bansal, Assistant Advocate General, Haryana, accepts notice on behalf of the respondent. Copy of the paper book has been supplied.

Counsel for the petitioner has argued that the petitioner had never misused the concession of bail and it was his first exemption application for exemption.

Learned Assistant Advocate General states that one co-accused or other is obstructing the trial by seeking exemption.

Counsel for the petitioner states that the petitioner will never

move an application for exemption and will appear on each and every date as and when his presence is required.

In the opinion of this Court, one omission can be condoned. Resultantly, in view of the statement made by the counsel for the petitioner, it is directed that the petitioner be released on bail to the satisfaction of the trial Court. However, it is made clear that in case the petitioner does not fulfil the undertaking given by his counsel before this Court, his bail would be liable to be cancelled.

Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

April 01, 2019
ashish

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No