

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

211

CRM-M-21171-2019

Date of Decision: October 03, 2019

Pardeep Kumar

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE MANOJ BAJAJ

Present: Mr. J.S. Grewal, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.53 dated 27.06.2016 under Section 61 of the Punjab Excise Act 1914, registered at Police Station City 2 Abohar, Tehsil Abohar. The petitioner apprehended his arrest at the hands of Police.

On 20.05.2019, this Court had passed the following order:-

“Learned counsel for the petitioner contends that after registration of the FIR, the petitioner was admitted on bail by the Police Officer as recorded in the statement of Constable Manjinder Singh appended with the final report. It is contended that after completion of investigation, the petitioner was not apprised about the filing of the challan and therefore, he could not put an appearance before the Court which further led to the proceedings under Section 82 Cr.P.C and the petitioner was declared proclaimed offender on 03.04.2018. According to him, the address given in the said

proceedings was not the actual place of residence of the petitioner. He further contends that the petitioner is willing to join the proceedings and would submit himself before the trial Court.

Notice of motion for 03.10.2019.

In case the petitioner appears before the trial Court on 28.05.2019 or any date before this, in that eventuality, he shall be released on interim bail subject to the satisfaction of learned trial Court.”

In compliance of the said order, the petitioner submitted himself before the trial Court on 24.05.2019 and furnished the requisite bail bonds and surety bonds, which were accepted by the trial Court. Copy of the order dated 24.05.2019 passed by the trial Court has been placed on record.

This fact is not disputed by learned State counsel.

In view of the above, the petition is allowed and the petitioner shall remain on bail and on the same bail bonds and surety bonds already furnished by him before the trial Court, in compliance of order dated 20.05.2019 passed by this Court.

October 03, 2019
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[MANOJ BAJAJ]
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No