

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

CRM-M No.49243 of 2017

Date of Decision: 27.03.2019

Toni Punia @ Tooni Punia

....Petitioner

Versus

State of Punjab

....Respondent

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Tarun Bajaj, Advocate
for Mr. Himanshu Raj, Advocate
for the petitioner.

Ms. Ruchika Sabharwal, A.A.G., Punjab.

Mr. Mayur Karkra, Advocate
for Mr. Aman Pal, Advocate
for the victim.

DAYA CHAUDHARY, J. (ORAL)

Learned State counsel as well as learned counsel for the complainant have opposed grant of bail to the petitioner on the ground that his name was specifically mentioned in the FIR as reflected in the order as well. A wrong averment has been made by learned counsel for the petitioner that the name of the petitioner was not mentioned in the FIR. His name has been mentioned in column No.2 but it is not a case of the petitioner that he was found innocent during investigation. The challan was not presented qua him for the reasons not known to the Court.

No ground is made out to release the petitioner on anticipatory bail.

The petition is accordingly dismissed.

However, the petitioner is at liberty to surrender before the trial

Court/Illaq Magistrate and in case, he surrenders before the trial Court/Illaq Magistrate and moves an application for regular bail, the trial Court/Illaq Magistrate is directed to consider his bail application and pass necessary orders in accordance with law.

27.03.2019
gurpreet

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No