

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-50785-2018 (O&M)

Date of Decision: 26.02.2019

Daljit Singh @ Jalad

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. R.S. Sidhu, Advocate for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioner seeks concession of anticipatory bail in FIR No.62 dated 15.4.2014 under Sections 307, 458, 324, 326, 426, 148 and 149 of the Indian Penal Code, registered at Police Station Patti, District Tarn Taran.

On 19.11.2018 while issuing notice of motion, the following order was passed by this Court:-

“Petitioner seeks concession of anticipatory bail in FIR No.62 dated 15.4.2014 under Sections 307, 458, 324, 326, 426, 148 and 149 of the Indian Penal Code, registered at Police Station Patti, District Tarn Taran.

Learned counsel submits that the petitioner was arrested on 4.12.2014 and thereafter was granted benefit of regular bail by this Court vide order dated 28.3.2016 passed in CRM-M No.44184 of 2015. It is submitted that on account of having noted down a wrong date the petitioner absented from trial proceedings on 14.6.2018 and for which his bail bonds and surety bonds have been cancelled and forfeited to the State.

Learned counsel urges that the absence of the petitioner was on account of bonafide reasons and there was no intent to evade trial proceedings. Further argued that it is a case where the complainant has not supported the prosecution

version and had been declared hostile.

Notice of motion, returnable for 17.12.2018.

In the meanwhile, it is directed that in case the petitioner appears before the trial Court on 20.11.2018, the date already fixed, he would be entitled to ad-interim protection subject to the satisfaction of trial Court.

Copy of this order be furnished to counsel for the petitioner under the signatures of the Bench Secretary.”

Counsel for the petitioner has furnished during the course of hearing today copy of order dated 20.11.2018 passed by the concerned Additional Sessions Judge and a perusal of the same would reveal that the petitioner has duly put in appearance before the Trial Court and joined trial proceedings.

Under such circumstances, prayer made in the petition is allowed.

Order dated 19.11.2018, passed by this Court is made absolute.

Disposed of.

**(TEJINDER SINGH DHINDSA)
JUDGE**

26.02.2019

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