

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28105-2019

Date of Decision: 15.07.2019

Shokat Ali

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sandeep Singh Jattan, Advocate for the petitioner.

...

Inderjit Singh, J. (Oral)

Petitioner-Shokat Ali has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 seeking one opportunity to appear before Id. trial Court as his bail bonds have been cancelled vide order dated 14.05.2019 due to non appearance on the date of hearing and warrant of arrest has been issued in case FIR No.524 dated 11.09.2017, registered at Police Station City Yamuna Nagar, District Yamuna Nagar under Sections 148, 149, 323, 324, 341, 379-B, 452 and 506 of the Indian Penal Code.

Notice of motion has been issued.

On the asking of Court, Mr. Navdeep Singh, AAG, Haryana, has accepted notice on behalf of the respondent-State and contested this petition.

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

Perusal of the record shows that the petitioner absented himself from the court proceedings only on one date i.e. 14.05.2019.

Learned counsel for the petitioner states that reason for his

absence from the Court proceedings was not intentional, rather it was on account of noting down the wrong date.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that trial of the case may take a long time and no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in the present petition, the same is allowed. The petitioner is directed to surrender before the trial Court on or before 25.07.2019 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, the instant petition shall be treated as dismissed.

15.07.2019
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No