

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

CRM-M-35193-2019 (O&M)

Date of decision : 29.08.2019

Janinder Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Manish Verma, Advocate for the petitioner.

Mr. Anmol Malik, AAG, Haryana alongwith
ASI Sawinder Singh.

ANIL KSHETARPAL, J. (ORAL)

Petition under Section 438 Cr.P.C. for grant of anticipatory bail is not maintainable as the petitioner had jumped the bail already granted. However, on the oral request of learned counsel for the petitioner, this petition is treated as one under Section 482 Cr.P.C.

Petitioner was granted regular bail on 14.10.2016. He was regularly appearing before the trial Court. However, on account of non-appearance on 22.07.2019 on which date application for exemption from personal appearance was filed, which was dismissed, the Court ordered issuance of non-bailable warrants.

Learned counsel for the petitioner contends that petitioner could not appear before the Court on 22.07.2019 due to the reasons beyond

his control. Learned counsel submits that petitioner is ready to surrender before the trial Court and furnish fresh bail bonds/surety bonds.

Notice of motion.

Mr. Anmol Malik, AAG, Haryana, learned counsel for the State, accepts notice on behalf of State. A complete copy of the paper book has been provided to him.

Keeping in view the fact that petitioner is ready to surrender, the present petition is disposed of with direction to the petitioner to surrender before the trial Court within 10 days and move an application for admitting him to regular bail. If such an application is filed, learned trial Court shall release the petitioner on regular bail subject to furnishing fresh bail bonds/surety bonds to the satisfaction of the trial Court.

This order is conditional. Only if the petitioner complies with the undertaking within the time granted, the order would inure to his benefit. The petitioner would also be required to file an affidavit that he would not remain absent unless exemption from appearance has been granted in advance.

Petition disposed off.

29.08.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No