

In the High Court of Punjab and Haryana, at Chandigarh

Criminal Misc. No. M-37967 of 2019

Date of Decision: 09.09.2019

Dhiraj Jawa alias Dhiraj Kumar

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: Hon'ble Mr. Justice Shekher Dhawan.

Present: Mr. Sandeep Goyat, Advocate
for the petitioner(s).

Shekher Dhawan, J.

Present petition under Section 438 Cr.P.C. for seeking pre-arrest bail to the petitioner, namely Dhiraj Jawa alias Dhiraj Kumar in criminal complaint i.e. N.Act/719 dated 02.05.2017 under Section 138 of the Negotiable Instruments Act, 1881 (hereinafter referred to as “the Act”) titled as “Satish Kumar v. Dhiraj Kumar (Annexure P1).

Learned counsel for the petitioner contended that petitioner has been arrayed as accused in case under Section 138 of the Act, wherein he was, subsequently, declared as proclaimed person vide order dated 13.08.2019 (Annexure P3), passed by the learned Judicial Magistrate Ist Class, Hisar. Learned counsel further contended that petitioner was never served with any notice in this case.

Notice of motion.

On asking of the Court, Mr. Karan Sharma, Assistant Advocate

General, Haryana accepts notice on behalf of the respondent. A complete

copy of paper-book be provided to him during the course of the day.

Be that as it may, present petition stands disposed of with the directions that in case petitioner surrenders before the learned trial Court within a period of one week from today and moves an application for granting bail to him, the learned trial Judge shall consider the said application on merits including the submissions made by learned counsel before this Court and decide it within a period of one week thereafter.

(Shekher Dhawan)
Judge

September 09, 2019
“DK”

Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No