

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

1. CRM-M-39406-2019 (O&M)
Date of decision : 16.09.2019

Amit Bhatia

...Petitioner

Versus

State of Haryana and another

...Respondents

2. CRM-M-39415-2019 (O&M)
Date of decision : 16.09.2019

Amit Bhatia

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Deepshikha Chauhan, Advocate for the petitioner.
(In both the petitions)

ANIL KSHETARPAL, J. (ORAL)

By this order, CRM-M-39406-2019 and CRM-M-39415-2019,
shall stand disposed of. In both the petitions, prayer is for grant of
anticipatory bail to the petitioner.

Facts are being taken from CRM-M-39406-2019.

This Court is of the considered view that the petitioner is

intentionally misusing the process of the Court. The petitioner is an accused in various complaints filed under Section 138 of the Negotiable Instruments Act. Since, such criminal prosecution is initiated on the basis of the summoning order, therefore, petitioner was granted concession of bail in the year 2015. Thereafter, he applied for exemption from appearance which was declined. He stopped appearing. After sometime, he once again applied for bail which was granted on 18.12.2015. Thereafter, once again petitioner has stopped appearing in the Court from March, 2016. He was declared proclaimed person on 29.11.2016.

After having fled away from the Court, petitioner filed these present applications for grant of anticipatory bail before the Court of Sessions on 07.09.2019. Only reason given in the applications is that his father was seriously ill and, therefore, the petitioner could not appear.

Learned Session Judge after considering all aspects of the matter, dismissed the applications. The concession of anticipatory bail is to be granted to the person who undertake to abide by law. Such concession is not to be granted to the persons who misuse the process of Court.

In view of the above, both the petitions are dismissed.

16.09.2019

Pawan

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned:- **Yes/No**

Whether reportable:- **Yes/No**