

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

107

CRM-M-40249 of 2019

Date of decision:6.11.2019

Kuldeep Singh Brar

... Petitioner

versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

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

...

AMOL RATTAN SINGH, J. (Oral)

Interim bail had been granted to the petitioner on 23.9.2019 on the condition that he was expected to pay at least Rs.1.00 lakh to the complainant by the next date of hearing (i.e. by 15.10.2019), on which date the turn of the case not having come up, it was adjourned "By Order" to 29.10.2019.

On 29.10.2019, the following order had been passed:-

"In the order passed on 23.9.2019, it had been observed that the petitioner, to establish his bona fides at the first instance, would pay at least Rs.1 lakh to the complainant, with the complainant to come and make a statement to that effect before this Court on 15.10.2019.

The complainant had also been ordered to be impleaded as respondent no.2, to be served by way of dasti process also.

As per the report of the Registry dated 14.10.2019, the notices issued by ordinary as well as dasti processes, have not

been received back served or otherwise.

On 15.10.2019 the turn of the case seemingly not having come up, it was adjourned “by order” till today, with neither the petitioner nor his counsel present, though it is of course well past 4:30 p.m. However, even the complainant is not present to make any statement to the effect that the petitioner had made any payment to him.

Learned State counsel on instructions from ASI Devi Datta submits that the petitioner has not joined investigation.

Since it is past 4:30 p.m., no adverse order is being passed in the absence of learned counsel for the petitioner. Adjourned to 06.11.2019.

To be shown in the urgent motion list.”

Learned State counsel, on instructions from Sub Inspector Jaspal Singh, submits that the petitioner has neither joined investigation nor, as per the information of the aforesaid police official has, he paid the amount of Rs.1.00 lakh to the complainant.

Learned counsel for the petitioner submits that he has not been able to contact the petitioner as he did not even attend his phone calls, and he therefore wishes to withdraw this petition.

Dismissed as withdrawn.

6.11.2019
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No