

S.No.281

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

CRM-M-41074 of 2019 (O&M)

Date of Decision:16.10.2019

Vimal Sanwarmal Sharma

.....Petitioner

Vs.

State of Haryana and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. R.S. Rai, Senior Advocate with
Ms. Rubina Vermani, Advocate for
the petitioner.

Mr. Manoj Kumar Sangwan, DAG,
Haryana.

Mr. Chetan Mittal, Asstt. S.G., with
Mr. Alok Kumar Jain, Senior Panel Counsel
and Mr. Himanshu Gupta, Advocate for
SFIO.

Mr. Prashant Baliyan, Investigating Officer
in person.

Rajbir Sehrawat, J.(Oral)

Learned counsel for the petitioner submits that the petitioner be permitted to withdraw the present petition to approach the Court of Sessions Judge in the first instance for the same relief. It is further submitted that since without service of any bailable warrants upon the petitioner, straightway non bailable warrants have been issued against him, therefore, the Court below be directed not to be influenced by the fact that the petitioner is facing non bailable warrants, while considering his application for anticipatory bail.

Dismissed as withdrawn with the liberty aforesaid.

It is further clarified that if the petitioner so approaches the Court of Sessions Judge/ Special Court for grant of anticipatory bail, the

same shall be considered only with reference to the merits of the case, without being influenced by the fact that the petitioner is facing non bailable warrants against him.

October 16, 2019

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Whether Speaking/reasoned

Whether Reportable

(RAJBIR SEHRAWAT)

JUDGE

Yes/No

Yes/No