

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-44858-2019(O&M)
Date of decision: 04.11.2019

Anil Goel

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- None

ANIL KSHETARPAL, J. (ORAL)

Petitioner was convicted by learned Judicial Magistrate vide judgment dated 4.3.2017 in criminal complaint under Section 138 of Negotiable Instruments Act, 1881. He was sentenced to undergo Rigorous Imprisonment for a period of one year and to pay compensation to the tune of Rs.7,30,000/-. In appeal, petitioner was granted benefit of suspension of sentence vide order dated 11.4.2017.

In view of the amendment in Negotiable Instruments Act, 1881 petitioner was directed to deposit 20% amount of the compensation awarded by the Trial Court vide order dated 15.11.2018 against which the petitioner filed petition under Section 482 through criminal Misc. No. M-5571-2019 whereby operation of order directing depositing 20% amount of the compensation was stayed. On 23.3.2019 petitioner did not appear before the Court resulting in cancellation of bail and forfeiture of bail bonds.

Petitioner has filed the present petition for grant of pre-arrest bail on the ground that he did appear on 23.9.2019, however, due to

inadvertent mistake he could not sign the attendance sheet as required.

Keeping in view the facts alleged, present petition is disposed of by directing the petitioner to surrender before the Appellate Court within 10 days from today and furnish fresh bail bonds with surety of the like amount to the satisfaction of the Trial Court and also file an affidavit that he shall not remain absent unless exemption from personal appearance, in advance has been granted. Petitioner would also be required to file affidavit as noted above. This order is conditional and shall enure to the benefit of the petitioner only on strict compliance thereof.

Disposed of.

04.11. 2019

rekha

Whether speaking/reasoned

Whether Reportable

(ANIL KSHETARPAL)

JUDGE

Yes / No

Yes / No