

234

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

CRM-M-48168 of 2019

Date of decision: December 16, 2019

Harjinder Singh @ Kuldeep Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sherry K. Singla, Advocate for the petitioner.

Mr. H.S. Multani, AAG Punjab.

MAHABIR SINGH SINDHU, J

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to petitioner, in FIR No.277 dated 05.10.2018, under Sections 61/1/14 of the Punjab Excise Act, 1914, registered at Police Station Talwandi Sabo, District Bathinda.

On 15.11.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that on account of some communication gap, petitioner could not appear before the learned trial Court.

Notice of motion for 16.12.2019.

In the meanwhile, the petitioner is directed to surrender before the learned trial Court forthwith and in case of his doing so, he be released on interim bail till the next date of hearing on his furnishing adequate bail and surety bonds to the satisfaction of learned trial Court/Duty

Magistrate concerned.”

Learned counsel for the petitioner contends that in terms of order dated 15.11.2019 passed by this Court, the petitioner has joined proceedings before learned trial Court and has furnished bail bonds/surety bonds. He has also submitted that now the petitioner is appearing regularly before learned trial Court.

The above factual position is duly acknowledged by the learned State counsel, on instructions from HC Surjit Singh.

In view of the above, order dated 15.11.2019 granting interim bail to the petitioner, is made absolute, subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the learned trial Court for conducting smooth trial without seeking any unnecessary adjournments.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

December 16, 2019

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No