

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

CRM-M-50718-2019 (O&M)

Date of decision : 29.11.2019

Gurwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Ashdeep Singh, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Notice of motion.

Mr. Hittan Nehra, Additional Advocate General, Punjab,
accepts notice on behalf of the State.

Keeping in view the facts of the case, this Court is of the
opinion that the present petition can be disposed of at this stage itself.

Petitioner is facing criminal prosecution pursuant to FIR No.48
dated 08.05.2018 registered under Sections 304-A, 279 of the Indian Penal
Code at Police Station Phase-XI, District SAS Nagar (Mohali).

Since, the offences are bailable, therefore, petitioner was
granted bail. On 20.09.2019, petitioner was absent without intimation
resulting in cancellation of bail and forfeiture of bail bonds with surety
bonds to the State. Thereafter, the petitioner filed an application for grant of
pre-arrest bail which was dismissed by the Court of Sessions on 14.11.2019.

Learned counsel for the petitioner contends that tomorrow i.e. 30.11.2019, the case is listed before the trial Court and he is ready to surrender and furnish fresh bail bonds with surety of like amount to the satisfaction of the trial Court.

Keeping in view the aforesaid facts, the present petition is disposed of with direction to the petitioner to surrender before the trial Court and furnish fresh bail bonds and surety bonds of like amount to the satisfaction of the trial Court.

If the petitioner applies for bail, learned trial Court would release the petitioner on bail. The petitioner would also be required to file an affidavit to the effect that he would not remain absent on any date of hearing unless prior exemption from appearance has been granted.

This order is conditional and would enure to the benefit of the petitioner only if the petitioner complies with the undertaking.

29.11.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No