

137-2

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

CRM-M No.51126 of 2019 (O&M)

Date of decision: 02.12.2019

Parminder Singh Saini

....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Namit Gautam, Advocate
for the petitioner.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for setting-aside the order dated 25.05.2018 (Annexure P7) passed by the trial Court vide which the petitioner has been declared as proclaimed person.

Counsel for the petitioner has argued that, in fact, 04 complaints were pending against the petitioner and the same were listed on the same day, however the petitioner, after obtaining the bail, could not appear before the trial Court on 13.10.2017. It is further submitted that on that day, there was law and order problem in Panchkula City on account of some other case and thereafter, the petitioner moved an application for exemption, however, the trial Court has dismissed his bail application and later on, he was declared as proclaimed person. It is also argued that the petitioner is ready to appear before the trial Court and face the proceedings, in accordance with law.

Heard.

Considering the fact that the impugned order was passed

on 25.05.2018 and the petitioner, who was declared as proclaimed person, is intending to face the trial and appear before the trial Court, it will be appropriate in the interest of justice that the petitioner be granted one opportunity to appear before the trial Court and apply for bail and also in view of the fact that issuance of notice of motion will further delay the proceedings, the present ***petition is allowed***; the ***order dated 25.05.2018 is set-aside*** and the petitioner is directed to appear before the trial Court within a period of 15 days from today and the trial Court will release the petitioner on bail subject to his furnishing fresh bail/surety bonds and on payment of ***costs of Rs.5,000/-*** to be deposited with the District Legal Services Authority, Panchkula.

The payment of costs shall be a pre-condition before accepting the bail/surety bonds of the petitioner.

Disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

02.12.2019

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No