

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

CRM-M-52128-2019 (O & M)

Date of Decision: 06.12.2019

Meena Bindra

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Bipan Ghai, Sr. Advocate with
 Mr. Vishavjit S. Virk, Advocate,
 for the petitioner.

HARNARESH SINGH GILL, J. (Oral)

This is a petition filed by the petitioner under Section 482 Cr.P.C. for quashing of the order dated 31.10.2019 (Annexure P-4) passed by the learned Sub Divisional Judicial Magistrate, Bilaspur, whereby anticipatory bail granted to the petitioner in case FIR No.217 dated 29.10.2016, registered at Police Station Bilaspur, District Yamuna Nagar, under Sections 419, 420 and 120-B IPC, has been cancelled.

Learned senior counsel for the petitioner states that the petitioner had been appearing before the trial Court on each and every date and earlier also on 04.09.2019, she moved an application seeking exemption from personal appearance with no objection, if any witness had to be examined in her absence, and the said application had been allowed. However on 31.10.2019, she could not appear before the trial Court as she had gone abroad because there was no such condition at the time of granting the regular bail and she had no intention to disobey the order of the Court at any stage. Now, the petitioner is ready to surrender and face the trial.

Heard.

The notice in this case is not being issued to the respondent to prevent the delay in the trial.

Although the act of the petitioner leaving the country without permission of the trial Court, is against the law, yet taking into consideration that she is ready to surrender and face the trial before the trial Court, the present petition is allowed and the impugned order dated 31.10.2019 (Annexure P-4) is set aside. The petitioner is directed to surrender before the trial Court/Duty Magistrate within ten days from today. On her doing so, the trial Court/Duty Magistrate shall release her on bail, subject to her furnishing bail/surety bonds to its satisfaction, and further subject to the costs of Rs.10,000/- to be deposited with the District Legal Services Authority, Yamuna Nagar at Jagadhari. If the petitioner fails to comply with the aforesaid directions, the instant petition shall stand dismissed, automatically.

06.12.2019

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note:	Whether speaking/reasoned	:	Yes/No
	Whether reportable	:	Yes/No