

CRM-M-54625-2018

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

CRM-M-54625-2018

Date of Decision: 15.02.2019

Abhay Singh

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Rao Ajender Singh, Advocate,
for the petitioner.

Mr. Sharad Kumar Yadav, Deputy Advocate General, Haryana.

Mr. Aditya Sanghi, Advocate,
for respondent No.2.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case Complaint No.NACT 28-2016 CNR No.HRNR03-000097-2016 dated 18.01.2016, under Sections 138 and 142 of the N.I.Act which is pending in the Court of Judicial Magistrate Ist Class, Narnaul.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and respondent No.2 has also appeared through his counsel. They contested this petition.

I have heard learned counsel for the parties as well as learned

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From the record, I find that the present petitioner absented himself from the court proceedings on 22.11.2018 and his bail was cancelled.

In pursuance of the interim order dated 11.12.2018 passed by this Court, the petitioner has already surrendered before the trial Court and has been released on interim bail. Otherwise also, the offence under Section 138 of the N.I.Act is bailable one.

Learned counsel for respondent No.2-complainant has brought to the notice of this court that complaint case is at final stage for hearing the arguments.

Keeping in view the facts and circumstances of the present case and without expressing any opinion on the merits of the case, I find that trial of the case will take a long time and no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in this petition, the same is allowed. The order dated 11.12.2018, granting interim bail to the petitioner, is made absolute.

15.02.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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