

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

**CRM-M No.159 of 2020
Decided on: 05.03.2020**

Sahil Bhatti @ Murli

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Arnav Sood, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.146 dated 14.12.2013 registered under Sections 324, 452 IPC (Section 326 IPC added later) at Police Station Mukerian, District Hoshiarpur and for setting-aside the order dated 04.12.2019 (Annexure P-5) passed by the Lower Appellate Court vide which the bail of the petitioner has been cancelled and warrants of arrest has been issued.

The operative part of the order dated 08.01.2020, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Counsel for the petitioner has submitted that against the judgment of conviction, the petitioner has filed an appeal, which is pending adjudication before the Court of Sessions and the sentence of the petitioner was suspended. It is further submitted that the petitioner on account of noting a wrong date could not appear before the trial Court on 04.12.2019 and therefore, his bail/surety

bonds were cancelled and arrest warrants have been issued against him. It is also submitted that the petitioner undertake to appear before the Lower Appellate Court within a period of 10 days from today and apply for fresh suspension of sentence....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 08.01.2020, the petitioner has appeared before the Lower Appellate Court and he has been granted the concession of interim suspension of sentence vide order dated 09.01.2020.

Counsel for the State, on instructions from SI Dilbag Singh, has not disputed the aforesaid fact.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 08.01.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

05.03.2020
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Whether speaking/reasoned	Yes/No
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Whether reportable:	Yes/No
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