

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

CRM-M-5672-2020

Date of decision: - 10.02.2020

Jangiro Bai

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Manu Loona, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in Kalandra bearing report No. 38 dated 17.07.2015 registered under Section 66 of the Police Act, 2007, at Police Station Sadar Jalalabad, District Fazilka.

Learned counsel for the petitioner states that the petitioner had been appearing before the trial Court regularly since 2015, but on 11.12.2019 she could not appear before the Court, which was not intentional. Rather, the petitioner reached in the Court at 2.00 pm and had also filed affidavit duly attested by the Oath Commissioner.

As the petitioner had been appearing before the trial Court regularly, but on a solitary date i.e. 11.12.2019, she could not appear before the trial Court, therefore, issuance of non-bailable warrants against the petitioner was not said to be justified.

The petitioner had absented herself from the Court proceedings during the pendency of trial. She is not required for any investigation purpose. Rather, she is only to face the trial. Therefore, notice in this case is not being issued to the respondent as this would further delay the trial.

Keeping in view the above facts, but without commenting anything upon the merits of the case, the present petition is disposed of with a direction to the petitioner to surrender before the trial Court within 10 days. On her doing so, the trial Court shall release her on bail, subject to her furnishing bail/surety bonds to its satisfaction. If the petitioner fails to surrender before the trial Court within the stipulated period, the instant petition shall stand dismissed automatically.

(HARNARESH SINGH GILL)
JUDGE

10.02.2020
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No