

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

CRM-M-9572-2020

Date of decision-16.03.2020

Amandeep Singh

...Petitioner

Vs.

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Shakti Mehta, Advocate for the petitioner.

MANOJ BAJAJ, J.

Petitioner-Amandeep Singh has filed this petition under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in complaint case No.NACT No.267/2017 dated 09.06.2017, titled as “Jatinder Singh Vs. Amandeep Singh” registered under Section 138 of Negotiable Instruments Act, 1881 at Police Station Samana, District Patiala.

Learned counsel for the petitioner contends that the petitioner was on regular bail, however, on 29.07.2019 he could not appear before the trial Court. The trial Court proceeded to cancel the bail and forfeited the bail bonds to the State. It is contended that the petitioner was making an attempt to compromise the matter, however, the same did not materialize.

During the course of hearing, it is not disputed by learned counsel for the petitioner that the petitioner was well aware of the case proceeding which were going on against him. He is unable to offer any justification for not approaching the Court immediately after the passing of

the order dated 29.07.2019 and has sought for the indulgence of this Court for grant of anticipatory bail after a period of more than five months.

This Court finds that the petition filed by the petitioner under Section 438 Cr.P.C may not be maintainable as he was previously granted the concession of regular bail under Section 439 Cr.P.C.

In view of the above, the petition for grant of pre-arrest bail is not maintainable in view of the decision dated 04.04.2019 delivered by this Court in CRM-M No.15464 of 2019 (Balwant Singh @ Banta Versus State of Punjab).

Resultantly, the petition is dismissed.

(MANOJ BAJAJ)
JUDGE

16.03.2020

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No