

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-14449-2020 (O&M)
Date of Order:11.06.2020

Ripika and another

..Petitioners

Versus

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Manish Soni, Advocate,
for the petitioners.

ANIL KSHETARPAL, J(Oral)

CRM-13223 of 2020

Allowed as prayed for.

Affidavits Annexures A-1 and A-2 are taken on record.

MAIN

Through the present petition, the petitioners pray for grant of pre-arrest bail pending trial in FIR No.425, dated 14.05.2015 (wrongly mentioned as 15.05.2015 in the copy of FIR), registered under Sections 420/406/120-B IPC, at Police Station Gurugram Sadar, District Gurugram.

In fact, this petition for grant of pre-arrest bail is not maintainable as the petitioners were granted bail. However, thereafter, on account of absence of the petitioners on particular date of hearing and dismissal of the application for personal exemption, the pre-arrest bail granted to the petitioners was cancelled, resulting in issuance of non-bailable warrants.

Learned counsel for the petitioners has drawn attention of the

court to the order passed in CRM-M-13520-2020 in a connected petition filed by the petitioners herein in a different FIR.

The petitioners have filed their respective affidavits to the effect that they would regularly appear before the trial court and shall not in future seek exemption from appearance.

It has been pointed out that on 15.10.2019, the petitioners, who are husband and wife, could not appear as their daughter had suffered serious injury in her eye.

Keeping in view the facts of the case, it is considered appropriate to grant one opportunity to the petitioners to appear before the learned trial court within a period of 1 months from today and face the trial.

The petitioners shall remain bound by their affidavits dated 10.06.2020. In future, if the petitioners are found to have intentionally violated the aforesaid undertaking as stated in the affidavits, learned Magistrate would be at liberty to proceed in accordance with law and this order would cease to operate.

The present petition stands disposed of accordingly.

June 11, 2020
nt

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No