

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

**CRM-M-24456 of 2020
Date of Decision: 26.08.2020**

Mukesh Kumar

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Vikram Lakhlan, Advocate
for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Case is being taken up for hearing through video conferencing.

The present petition has been filed under Section 438 read with Section 482 Cr.P.C. for grant of anticipatory bail in case FIR No. 245 dated 09.06.2014, registered under Sections 406, 420, 427, 467, 468, 201 and 506 of IPC, 1860, at PS Tosham, District Bhiwani as the petitioner was declared proclaimed offender on 20.12.2017.

Learned counsel for the petitioner states that the petitioner was granted bail on 02.11.2015. An affidavit was tendered by the complainant-Sanjay Bansal in the Court stating that the case against the petitioner is false and he is innocent. With this impression, the petitioner did not appear in the Court and thereafter, he was arrested in Excise case in Hisar. The petitioner also went to Madhya Pradesh to appear in another case. Learned counsel further states that the FIR qua co-accused Ompreet has been quashed by this Court vide order dated 01.03.2019 and the petitioner is suffering from heart ailment also. Learned counsel further states that the petitioner is ready to surrender before the Court below.

Notice of motion.

At the asking of this Court, Mr. Ramesh Kumar Ambavta, AAG, Haryana accepts notice on behalf of the respondent-State.

Learned State counsel states that the petitioner is absconding since 20.12.2017 and even his mother has reported on the backside of the summon that his son i.e. the petitioner, is a vagabond type of person and there are two cases pending against him. In the present case, a compromise was effected between the petitioner and the complainant on 14.10.2015 and the petitioner was granted bail on 02.11.2015. However, the petitioner was arrested in the other case and could not appear before the trial Court. On the basis of the compromise, the FIR qua co-accused Ompreet has been quashed by this Court.

In view of the above, the petitioner is directed to appear before the trial Court. He shall be released on bail after producing surety/personal bail bonds to the satisfaction of the trial Court. The petitioner is further directed to deposit a sum of Rs. 10,000/- as costs in PGIMER Poor Patient Welfare Fund, Sector-12, Chandigarh.

Disposed of.

(HARNARESH SINGH GILL)
JUDGE

26.08.2020
Maninder

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