

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

210/2

CRM-M NO.44843-2019

Date of decision : 06.02.2020

DR. MANJIT TAKKAR

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr.Surinder Garg, Advocate
for the petitioner.

Mr. Sandeep Singh Deol, D.A.G. Punjab
for respondent-State.

ARUN KUMAR TYAGI,J. (ORAL)

The petitioner, having failed to appear in the trial Court on 18.09.2019, has filed the present petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail to the petitioner in case FIR No. 186 dated 21.09.2013 registered under Section 304-A of the Indian Penal Code, 1860 at Police Station City Kotkapura.

Vide order dated 22.10.2019 passed by Coordinate bench of this Court, the petitioner was directed to appear before the trial Court within a period of three days and on such appearance the trial Court was directed to release him on interim bail subject to his furnishing bail bonds and surety bonds by him to its satisfaction.

On such appearance, the petitioner was accordingly released on interim anticipatory bail.

During hearing it came to notice of this Court that PW Gurbhej Singh and PW Manjit Kaur were present on 11.06.2019 who could not be examined as the petitioner absented on that date and PW Manjit Kaur was present on 18.09.2019 and could not be examined on that day as the petitioner again absented on that date.

In view of the observations made by Hon'ble Supreme Court in *State of U.P Vs. Shambhu Nath Singh:2001 (2) RCR (Crl.) 390*, the trial Court was directed to record prosecution evidence preferably within three months.

Learned Counsel for the petitioner has submitted that the prosecution evidence has been concluded which fact has not been disputed by learned State Counsel.

In view of the facts and circumstances of the case, appearance of the petitioner before the trial Court and his release on interim bail by the trial Court on furnishing of bail bonds by him to its satisfaction, order dated 22.10.2019 is made absolute and the anticipatory bail order and bail bonds furnished in compliance with the same shall enure till conclusion of the trial.

The petition is allowed accordingly.

06.02.2020

Rajeev (rvs)

(ARUN KUMAR TYAGI)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No