

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

CRM-M-53864-2019
Date of decision: 17.02.2020

Amrik Singh @ Vicky Merrado

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. G. S. Brar, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.36 dated 18.05.2016 under Sections 223, 224, 225, 382 IPC and Section 25 of Arms Act, registered at Police Station Kathgarh, District Shaheed Bhagat Singh Nagar.

On 17.12.2019, the following order was passed:

“...Learned counsel for the petitioner submits that after conviction of the petitioner by the trial Court, he has filed an appeal before the lower appellate Court and his sentence was suspended, however, he absented from the Court proceedings on 14.11.2019, on account of his illness and the lower appellate Court has recalled the order, granting suspension of sentence and cancelled the bail/surety bonds and further issued non-bailable warrants. Learned counsel for the petitioner undertakes that the petitioner will appear before the lower appellate Court within a period of 10 days from today.

Notice of motion for 17.02.2020.

In the meantime, petitioner is directed to appear

before the lower appellate Court within a period of 10 days from today and he will be released on interim bail subject to his furnishing fresh bail/surety bonds to the satisfaction of the lower appellate Court. However, this will be subject to deposit of costs of Rs.5,000/- with the District Legal Services Authority, concerned.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 17.12.2019, has already appeared before the trial Court and he has been released on bail. He has also placed copy of order dated 09.01.2020 passed by the trial Court in this regard.

Learned counsel for the State, on instructions from ASI Ram Shah, has not disputed the aforesaid fact.

In view of the above, the petition is allowed and order dated 17.12.2019, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

17.02.2020

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No