

CRM-M No.3850 of 2021

Date of Decision : 28.01.2021

Shibbu @ Shiva

...Petitioner

Versus

State of Punjab

....Respondent

**Coram : Hon'ble Mr. Justice B.S. Walia**Present : Mr.Tarun Sharma, Advocate for the petitioner.  
Mr. Hittan Nehra, Addl. A.G., Punjab.

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**B.S. Walia, J. (VC)**

1. Case is being taken up for hearing through VideoConferencing due to the outbreak of Covid-19 pandemic.

2. After arguing for some time, learned counsel for the petitioner prays for permission to withdraw the petition under Section 438 Cr.P.C., with liberty to the petitioner to surrender before the learned trial Court, to file an application for regular bail before the learned trial Court and directions being issued to the learned trial Court to consider and decide the same in a time bound manner.

3. The same is not opposed by the learned State Counsel.

4. In view of the statement of learned counsel for the petitioner and without commenting on the merits of the controversy, the petition under Section 438 Cr.P.C. is ***dismissed as withdrawn***, with the liberty as prayed for. In the eventuality of an application for regular bail being filed before the learned trial Court, the learned trial Court is directed to consider and decide the same after taking into account all aspects of the matter, in accordance with law, as expeditiously as possible.

**(B.S. Walia)**  
**Judge****January 28, 2021**

'Rajneesh'