

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

**CRM-M No. 13073 of 2021 (O&M)
Date of decision: 22.03.2021**

Tej Partap Singh

..... Petitioner.

Versus

State of Punjab

..... Respondent.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Dhruv Dayal, Senior DAG, Punjab, for the respondent.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 174 dated 26.07.2012, under Sections 452, 447, 380, 323, 148 and 149 of the Indian Penal Code, 1860 ('IPC' - for short), registered at Police Station Kotwali Patiala, District Patiala.

Learned counsel for the petitioner contends that co-accused were acquitted in all other sections and were convicted under Sections 427 and 149 IPC and granted the benefit of probation. The petitioner was regularly appearing before the Court, but in the month of August, 2019, his father-in-law fell sick and subsequently expired and, therefore, he could not appear before the Court and was declared as a 'proclaimed offender'.

Issue notice to the respondent.

At the asking of the Court, Mr. Dhruv Dayal, Senior DAG, Punjab, accepts notice on behalf of the respondent-State.

Heard.

The allegations in the FIR are that the petitioner and co-accused had entered the shop of the complainant and destroyed the articles. The petitioner is stated to be appearing before the trial Court till August, 2019, and thereafter he did not appear thereafter and, consequently, he was declared as a 'proclaimed offender'. This Court is not inclined to grant the concession of anticipatory bail to the petitioner, as he is a 'proclaimed offender'.

Consequently, the petition stands dismissed.

However, in the event of the petitioner surrendering before the trial Court and preferring an application for regular bail, the same shall be decided in accordance with law expeditiously.

Pending application(s), if any, shall also stand disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

22.03.2021
Ramesh

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No