

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

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CRM-M-33416-2021.

Date of Decision: 19.08.2021.

Krishanpal

....Petitioner.

Versus

State of Haryana

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Manish Soni, Advocate for the petitioner.

Lalit Batra, J.(Oral)

This petition under Section 482 Cr.P.C. has been moved by petitioner for setting aside impugned order dated 27.07.2021 (Annexure P/5) alongwith all subsequent/incidental proceedings arising therefrom, rendered by Additional Sessions Judge, Gurugram, in Sessions Case No.768 of 2019 titled 'State Vs. Krishanpal', FIR No.290 dated 19.08.2019 under Sections 186, 201, 279, 307, 332 and 353 IPC, registered at Police Station New Colony, District Gurugram.

Learned counsel for the petitioner *inter alia* contends that as a matter of fact, on account of prevailing situation pertaining to pandemic COVID-19, as Courts were functioning in a restricted mode, petitioner could not appear in Court on 27.07.2021. He further submits that even otherwise petitioner was suffering from illness on 27.07.2021 as is evident from prescription slip (Annexure P/6) issued by Rajindra Hospital, Gurugram. He further submits that previously petitioner used to appear

first time, he cannot be made to suffer. He further submits that vide impugned order dated 27.07.2021, after cancellation of bail bonds of petitioner, his presence has been ordered to be secured through warrant of arrest and now the case is fixed for 20.08.2021. He further urges that petitioner is ready and willing to appear before the Trial Court and submit to the Court proceedings.

Notice of motion.

At the asking of Court, Mr. Vikrant Pamboo, Deputy Advocate General, Haryana, accepts notice on behalf of respondent-State. Complete copy of paperbook has been supplied to him in Court.

In view of above, instant petition is disposed of in the manner that petitioner-Krishanpal shall surrender before Trial Court/Duty Sessions Court, as the case may be, on 20.08.2021 and on surrender, he shall be enlarged on bail on his furnishing personal/ surety bonds to the satisfaction of Trial Court. Meanwhile, no coercive steps shall be initiated against the petitioner pursuant to warrant of arrest already issued against him.

(LALIT BATRA)
JUDGE

19.08.2021

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No