

(Through Video Conferencing)

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

CRM-M 46506 of 2021

Date of Decision: 09.11.2021

Gurbaj Singh @ Bajju

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: Mr.Zubin Chhura, Advocate for the petitioner

Mr.C.L.Pawar, Sr.Deputy Advocate General, Punjab

ASHOK KUMAR VERMA, J.

This petition has been filed under Section 438 of the Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.71 dated 01.05.2019 registered under Sections 379, 411 of the IPC at Police Station Sadar Kapurthala, District Kapurthala.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present FIR. The petitioner was released on bail by the trial court and thereafter, he was regularly appearing on each and every date of hearing but on 23.11.2019, he could not appear before the trial court as he wrongly noted the date and thereafter he could not appear due to Covid-19 situation. All the accused except the petitioner have been acquitted by the trial court.

Learned counsel for the State has vehemently opposed the prayer of the petitioner. Learned counsel submits that proceedings for declaration of Proclaimed Offender have been initiated by the trial court.

I have heard learned counsel for the parties. It is admitted position that the petitioner was regularly appearing prior to 23.11.2019. The petitioner has given assurance that he will appear on each and every date of hearing before the trial court and shall not abstain from the proceedings before the trial court in future.

In the facts and circumstances of the present case, the petitioner is directed to deposit Rs.5,000/- as costs before the District Legal Services Authority, Kapurthala and thereafter to surrender before the trial court on or before 15.11.2021, the date already fixed before the trial court. In the event of his surrender/appearance before the trial court, he shall be released on bail to the satisfaction of the trial court/Duty Magistrate, subject to production of deposit receipt of Rs.5000/- issued by the District Legal Services Authority, Kapurthala before the trial court.

Disposed of accordingly.

(ASHOK KUMAR VERMA)
JUDGE

09.11.2021
MFK

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No