

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

CRM-M-536 of 2021

DECIDED ON: 7th JANUARY, 2021

Yadwinder Singh @ Yadu

.....PETITIONER

VERSUS

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Ms. Shivya Sehgal, Advocate for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

AVNEESH JHINGAN, J (ORAL)

The matter is taken up for hearing through video conference due to COVID-19 situation.

This is a petition seeking anticipatory bail in FIR No. 243 dated 13.10.2017 under Section 399, 402, 473, 120-B IPC read with Section 25 of Arms Act, 1959, registered at Police Station Sadar, Patiala District Patiala. During the pendency, the petitioner was granted bail. He was arrested on 10.1.2020 in FIR No. 149 dated 14.12.2019 registered at police Station Payal, Police District Khanna, District Ludhiana. He could not appear before the trial Court on 3.2.2020 and 26.2.2020, non-bailable warrants were issued on 26.2.2020, hence the present petition.

Learned counsel for the petitioner argues that the petitioner could not appear as he was in custody in FIR No. 149 dated 14.12.2019. She further submits that the petitioner was granted bail in the said FIR on 17.9.2020 after undergoing the actual custody period of 8 months and 3 days.

Learned State counsel submits that the petitioner had jumped bail and not appeared before the trial court.

Considering that the absence of the petitioner before the trial Court on 3.2.2020 and 26.2.2020 was due to his detention in another FIR, the petition is allowed. The petitioner is granted two weeks time from today to join investigation. On appearance within two weeks he shall furnish surety bond to the satisfaction of the trial Court.

It is made clear that in case the petitioner fails to appear before the trial Court within two weeks or furnish fresh surety bonds, the State would be at liberty to move an application for recalling of the aforesaid order.

(AVNEESH JHINGAN)
JUDGE

7th JANUARY, 2021

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Whether speaking/reasoned *Yes*

Whether reportable *No*