

Sr.No.129

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

**CRM-M-53118-2021
Date of Decision : 20.12.2021**

Sanjay Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present : Mr. Harkaran Singh, Advocate
for the petitioner.

AMOL RATTAN SINGH, J. (Oral)

By this petition, the petitioner seeks the setting aside of the order dated 29.11.2021 passed in appeal No.CRA-48-2021 titled as Sanjay Singh vs. State of Punjab, arising out of a judgment dated 13.10.2021 in FIR no.59 dated 03.06.2016, registered at Police Station Chamkaur Sahib, District Rupnagar, for the alleged commission of offences punishable under Sections 457, 380, 411 of the IPC.

Learned counsel for the petitioner submits that the sentence imposed upon the petitioner by the learned JMIC, Rupnagar, on 13.10.2021, after his conviction for the commission of an offence punishable under Section 411 of the IPC, being only one year, at the time that he had filed an

appeal before the learned Sessions Judge, Rupnagar, his sentence had been ordered to be suspended on 25.10.2021, with him directed to furnish fresh bail bonds in the sum of Rs.30,000/- with one surety in the like amount, to the satisfaction of the learned trial court/Duty Magistrate, within 10 days (of 25.10.2021); but with the petitioner unable to do so due to some “family problem”, he had filed an application before the appellate court seeking that he be granted some more time for furnishing the bail bonds and surety bonds.

That application was dismissed on 29.11.2021, on the ground that once he had not furnished the bail bonds on time, there would be no reason to grant him further time.

Notice of motion.

Mr. M.S.Nagra, AAG, Punjab, accepts notice at the asking of the court on behalf of respondent-State.

Having considered the matter, though of course the order of the learned Sessions Judge does not suffer from any infirmity otherwise, but simply looking at the fact that the total sentence imposed upon the petitioner by the trial court is one years' rigorous imprisonment alongwith a fine of Rs.500/- imposed, this petition is allowed to the extent that 10 days further time is granted from today to the petitioner to furnish bail and surety bonds in terms of the order of the learned appellate court dated 25.10.2021, i.e. such bail bonds and surety would be furnished by him by 30.12.2021 positively, by 12:00 noon, before the learned trial court/Duty Magistrate

concerned, failing which this petition shall be treated to have been dismissed.

20.12.2021
mamta

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No