

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

102+209

**CRM-M-11986-2021 (O&M)
Date of Decision:22.08.2022**

Sanjay

.....Petitioner

Vs.

Cental Bureau of Investigation

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Chirag Kundu, Advocate for the petitioner.

Mr. Rajeev Anand, Advocate for CBI.

ANOOP CHITKARA J. (ORAL)

CRM-29639-2022

Allowed, as prayed for.

Affidavit of the petitioner is taken on record.

Main case

On 16.03.2021, the Co-ordinate Bench of this Court had stayed the arrest of the petitioner till the next date. After that from 22.04.2021 till 03.12.2021, the interim order was extended vide separate orders. Vide order dated 29.04.2022, the interim order dated 16.03.2021 was made absolute. Despite their being stay of arrest, the petitioner did not attend the trial.

On the application of prosecution, the present petition was revived vide order dated 14.07.2022.

Learned counsel for the petitioner submits that although the arrest of the petitioner was stayed but there was no direction to appear before the trial Court or before the Investigating Officer as such the petitioner did not appear.

In pursuant to the last order dated 01.08.2022, the petitioner had filed an affidavit and para 3 of the affidavit reads as under:-

“That in compliance of the order dated 01.08.2022, petitioner wants to place on record his affidavit along with copy of order dated 15.09.2021 passed in CRM-M-11346-2021 and CRM-M-11352-2021 in the case of co-accused vide which anticipatory bail application was confirmed and the petitioners were directed to join the trial as Annexure A-1, which is necessary to place on record for the just and proper decision of the case.”

Given above, the petitioner despite directions of this Court had failed to appear before the trial Court and keeping in view the contention made by counsel for the petitioner which is a flimsy ground, the petition is dismissed.

(ANOOP CHITKARA)
JUDGE

22.08.2022
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No