

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

**Criminal Misc.No.M-17069 of 2021 (O&M)
Date of decision: March 14, 2022**

Raghubir alias Bhira

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Sunil Sihag, Advocate,
for the petitioner.

Mr.Saurabh Girdhar, AAG, Haryana.

HARINDER SINGH SIDHU, J.

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 56 dated 21.02.2021 under Sections 186, 283, 332, 34, 353, 506 IPC, registered at Police Station Uchana District Jind.

During the pendency of the present bail application, the petitioner moved the trial Court for grant of bail without disclosing the pendency of the present petition. The trial Court allowed his petition. Taking a serious note of the conduct of the petitioner in moving the trial Court for grant of regular bail without disclosing the factum of the pendency of the bail application before this Court. Notice was directed to be issued to the petitioner as to why the bail granted by the trial Court should not be cancelled.

In response, the reply has been filed on behalf of the petitioner, wherein it is stated that the bail application had first came up for hearing on

29.04.2021. Thereafter, the matter was adjourned to 17.05.2021. Because of the Covid-19 pandemic, the case was not taken up and was adjourned to 03.09.2021.

In the meanwhile, the police filed the challan before the trial Court on completion of the investigation on 20.05.2021. In the light thereof, the counsel for the petitioner filed an application for grant of regular bail which was allowed by the trial Court.

It is stated that the factum of the pendency of the regular bail petition before this Court was inadvertantly not disclosed in the application filed before the trial Court. At that time the petitioner was behind bars and there was no proper communication between the petitioner and his counsel. The petitioner has expressed regret for the lapse on his part.

In view thereof and the request of the petitoiner, the present petition is permitted to be withdrawn.

Disposed of accordingly.

March 14, 2022

Satyawan

**(HARINDER SINGH SIDHU)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No