

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

CRM-M No.30362 of 2022
Date of decision: 21st July, 2022

Rahul Mishra

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Ishita Jain, Advocate for the petitioner.

Mr. Rohit Arya, Dy. Advocate General, Haryana
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

Petitioner is seeking concession of regular bail under Section 439 Cr.P.C. in case bearing FIR No.336 dated 29.11.2019 under Sections 392, 302 IPC registered at Police Station Sadar Yamuna Nagar, District Yamuna Nagar.

Learned counsel for the petitioner, inter alia contends that after the petitioner was extended the concession of bail vide order of this Court dated 18.12.2020, he had been regularly appearing before the trial Court on each and every date of hearing, however on one particular date i.e. 19.08.2021 he was unable to appear on account of an inadvertent error in noting down the date of hearing incorrectly and on which date his bail bonds were forfeited to the State. However, no sooner did he realize his mistake, he put in an appearance on the next date of hearing before the trial Court and surrendered i.e. on 09.12.2021. A prayer has, therefore, been made to take a compassionate view and extend concession of bail to the petitioner.

Per contra, learned State counsel on instructions has vehemently opposed the prayer of the counsel opposite. He submits that after the petitioner had been extended concession of bail by this Court on 18.12.2020, following four other criminal cases were registered against him while he was on the run after failing to put in appearance before the trial Court:

1. FIR No.60 dated 28.03.2021 under Section 379-A IPC pertaining to Police Station Buria;
2. FIR No.66 dated 06.04.2021 under Section 25 of the Arms Act pertaining to Police Station Buria;
3. FIR No.442 dated 25.08.2021 under Sections 332, 353 IPC pertaining to Police Station Sadar Yamuna Nagar; and
4. FIR No.233 dated 21.04.2022 under Section 174-A IPC pertaining to Police Station City Jagadhri;

I have heard learned counsel for the parties and perused the relevant material on record.

In the facts and circumstances as enumerated above, this Court is of the view that the petitioner does not deserve concession of bail. The petition as such stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

July 21, 2022

rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No