

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-32770-2022 (O & M)

Date of decision: 15.12.2022

Jaswinder Singh @ Bhodi

... Petitioner

V/s

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: None for the petitioner.

Ms. Ramta Chaudhary, DAG, Punjab.

JASJIT SINGH BEDI, J. (Oral)

The prayer in the present petition under Section 482 Cr.P.C. is for setting aside the order dated 13.05.2022 (P-7) and subsequent proceedings arising therefrom whereby the non-bailable warrants of arrest have been issued against the petitioner in a case titled as 'State vs. Sukhchain Singh and another bearing No.CHI/168/2021 in FIR No.194 dated 04.09.2021 under Sections 379 IPC (Sections 411, 201 IPC added later on) at Police Station Baghapurana, District Moga.

When this matter had come up for hearing on 28.07.2022, the following order was passed:-

"The learned counsel for the petitioner inter alia contends that though the petitioner was facing trial in the FIR in question, however, on 13.05.2022 he could not appear before the Trial Court as his mother was admitted in the hospital. He submits that the petitioner is ready and willing to join the proceedings before the Trial Court once again.

Notice of motion for 23.11.2022.

The petitioner shall surrender before the concerned Trial Court within a week from today and on his doing so, he shall be admitted to interim bail to its satisfaction”.

Thereafter, on 23.11.2022, the following order was passed in this case:-

“The learned counsel for the petitioner submits that he was unable to comply with the order dated 28.07.2022 as his mother had passed away on 30.07.2022.

Adjourned to 15.12.2022.

In the meantime, the petitioner is directed to surrender before the Trial Court within a period of 07 days from today and on his surrendering, he shall be admitted to interim bail to the satisfaction of the Trial Court.

The learned counsel for the petitioner is also directed to place on record the death certificate of the mother before the next date of hearing”.

None appears on behalf of the petitioner today.

The learned counsel for the State submits that the petitioner has not complied with the orders dated 28.07.2022 and 23.11.2022.

In view of the above, the present petition is dismissed.

December 15, 2022
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No