

CRM-M-3422 of 2023

Date of Decision: January 23, 2023

Mahavir Singh ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Rajesh Bhatheja, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition is to quash order dated 20.05.2022 (Annexure P.3) whereby bail of the petitioner has been cancelled and his bail bonds were forfeited in a case arising out of FIR No.231 dated 13.12.2018 registered under Sections 353, 186, 224, 295 IPC at Police Station Nihal Singh Wala, District Moga.

It is contended that the petitioner was earlier allowed anticipatory bail by this High Court on 26.02.2019. The said order was made absolute and he had furnished the bonds before the Court on 01.03.2021. Due to covid, he could not appear on the next date of hearing and his presence was exempted for 06.05.2021. Due to noting the wrong date, he could not appear later on. Warrant of arrest was issued against him which was never executed. Learned counsel for the petitioner submits that the that petitioner is 66 years old and be granted only one opportunity to appear before the trial Court as he is ready to face the trial.

This petition is disposed of with a direction to petitioner to appear before the trial Court on or before 01.02.2023. On his such appearance, the trial Court shall consider his bail petition on the same

date. However, in the meantime, if the petitioner is sought to be arrested on account of warrants of arrest having been issued against him, he shall be admitted to interim bail to the satisfaction of Arresting Officer. In case petitioner fails to make compliance of this order, this petition shall be deemed to be dismissed.

Disposed of accordingly.

January 23, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No