

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(101)

CRM-M-11468-2023

Date of decision: - 03.03.2023

Jagdish Kumar

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Tarun Deora, Advocate, for the petitioner.

Mr. Ferry Sofat, Additional Advocate General, Punjab.

VIKAS BAHL, J. (ORAL)

Present second petition is for the grant of anticipatory bail to the petitioner in FIR No.95 dated 06.10.2022, registered under Sections 465, 466, 467, 468, 471, 419, 420 and 120-B IPC, at Police Station City Morinda, District Rupnagar.

Learned counsel for the petitioner has submitted that the petitioner had filed an earlier petition for the grant of anticipatory bail i.e. CRM-M-56702-2022, in which, on 06.12.2022, this Court was pleased to pass the following order:

“Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.95 dated 06.10.2022, registered under Sections 465, 466, 467, 468, 471, 419, 420 and 120-B IPC, at Police Station City Morinda, Rupnagar.

After arguing for some time and after seeing that this Court is not inclined to interfere in the matter, learned counsel for the petitioner seeks permission of this Court to withdraw the present petition and states that the petitioner is ready to surrender before the police.

Learned counsel for the petitioner has further made a prayer that in case, the petitioner surrenders before the police and files an application for grant of regular bail after surrender, the same be decided

as expeditiously as possible preferably within a period of five days from the date of filing of the said application.

In view of the statement made by learned counsel for the petitioner, the present petition is dismissed as withdrawn.

Petitioner is directed to surrender within a period of 15 days from today and in case, after surrendering before the police, the petitioner files an application for grant of regular bail, the trial Court is requested to decide the same as expeditiously as possible preferably within a period of five days from the date of filing of the said application.”

Learned counsel for the petitioner has submitted that on account of communication gap between the petitioner and earlier counsel, the petitioner could not surrender in compliance of the statement made on 06.12.2022 and thus, the petitioner be permitted to withdraw the present petition with liberty to surrender before the police within a period of 15 days from today and prays that in case, the petitioner surrenders before the police and files an application for grant of regular bail after surrender, the same be decided as expeditiously as possible preferably within a period of five days from the date of filing of the said application.

In view of the statement made by learned counsel for the petitioner, the present petition is dismissed as withdrawn.

Petitioner is directed to surrender within a period of 15 days from today and in case, after surrendering before the police, the petitioner files an application for grant of regular bail, the trial Court is requested to decide the same as expeditiously as possible preferably within a period of five days from the date of filing of the said application.

March 03, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No