

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-26141-2023 (O&M)

Date of decision : 22.5.2023

Jarmanjit Singh

... Petitioner

VERSUS

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Inderjit Singh, Advocate, for
Mr. Robin Singh, Advocate,
for the petitioner.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.0253 dated 9.12.2021 registered under Sections 307, 506, 427, 387, 34 IPC and Sections 25, 27 of Arms Act at Police Station Civil Lines, Batala

2. Counsel for the petitioner *inter alia* submits that on 9.5.2023, the petitioner failed to appear before the learned trial Court due to some unavoidable circumstances and the learned trial Court passed order (Annexure P-4) whereby the bail bonds of the petitioner were cancelled and he was ordered to be summoned through non-bailable warrants of arrest. He further submits that it was first default on the part of the petitioner and even now the petitioner is ready to join the proceedings before the learned trial Court.

3. Notice of motion.

4. Mr. C.L.Pawar, Addl. AG, Punjab accepts notice on behalf of the State and submits that absence of the petitioner on 9.5.2023 was intentional as on that date, four prosecution witnesses were present and on account of absence of the petitioner, said prosecution witnesses were discharged for the time being by the trial Court. State counsel further apprised the Court that the learned trial Court has rightly issued non-bailable warrants of arrest of the petitioner and the next date fixed is 29.5.2023.

5. In view of above, present petition is hereby disposed of, without commenting on the merits of the case and the petitioner is directed to surrender before the learned trial Court within next 7 days and on his doing so, the petitioner is directed to be released on regular bail by the said Court to its own satisfaction subject to costs of ₹ 10,000/-which is to be deposited by the petitioner with the concerned District Legal Services Authority. However, the learned trial Court is at liberty to proceed against the petitioner and his surety under Section 446 of Cr.P.C.

(KARAMJIT SINGH)
JUDGE

May 22, 2023
Paritosh Kumar

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