

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

106

CRM-M-28638-2023

Date of decision: 01.06.2023

Lalit Goyal and others

.....Petitioners

Versus

State of U.T., Chandigarh and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Ms. Jigyasa Tanwar, Advocate for the petitioners.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking anticipatory bail in NACT No.21605 dated 17.12.2018 titled as 'Tripat Pal Sing Vs. M/s IREO Fiveriver Pvt. Ltd. and others' under Section 138 read with Section 141 of the Negotiable Instruments Act, 1881 (for short, 'the NI Act').

2. Learned counsel for the petitioners at the outset submits that the petitioners have been wrongly declared proclaimed persons in the case vide order dated 15.11.2019 inspite of the fact that they had never been served. She further submits that the petitioners are willing and ready to appear, and surrender before the Trial Court. Hence, in the aforementioned facts and circumstances, the petitioners be protected till their appearance before the Trial Court and with directions to the Trial Court that their bail application, which they would be filing on their surrender, be decided expeditiously.

3. Notice of motion.

4. On asking of the Court, Mr. Anupam Bansal, Addl. P.P., U.T., Chandigarh accepts notice on behalf of respondent No.1.

5. In view of the limited prayer made by the learned counsel for the petitioners, the instant petition is disposed of with directions to the petitioners to appear and surrender before the Trial Court within 07 days from today. Till then, no coercive steps be taken against the petitioners.

6. It is made clear that in case, the petitioners fail to surrender before the Trial Court within 07 days from today, this order shall be of no avail to them. In case, on appearance and surrender, the petitioners move an application for bail before the Trial Court, the same shall be decided expeditiously by the Trial Court in accordance with law.

01.06.2023
Vinay

(MANJARI NEHRU KAUL)
JUDGE

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