

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.52360 of 2023

Date of decision: 16th October, 2023

Sameer Ulla

... Petitioner

Versus

State of Haryana

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Rajiv K. Saini, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.116 dated 11.03.2023 under Section 379-A IPC registered at Police Station Sector 32-33, District Karnal.

2. Learned counsel has miserably failed to satisfy this Court as to how a third petition under Section 438 Cr.P.C. is maintainable. Furthermore, vide order dated 13.09.2023 (Annexure P-5), this Court had already been lenient enough to grant the petitioner 10 days time to surrender before the trial Court. It is not disputed by the learned counsel that the petitioner did not comply with the said order and failed to surrender before the trial Court in compliance of the orders of this Court. The submission made by the learned counsel for the petitioner that since 23.09.2023 was a Saturday, he was unable to do so, is bereft of any merit and deserves to be rejected outright. On the date of passing of the order

dated 13.09.2023 itself, the petitioner was well aware that 23.09.2023 is a Saturday and hence, he should have surrendered before 23.09.2023.

3. As a sequel to the above discussion, there being no merit in the instant petition, the same stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

October 16, 2023
rps

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