

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

**CRM-M-54473-2023
DECIDED ON: 25.10.2023**

ANOOP JASSAL

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Rakesh Kaundal, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in complaint No.NACT/2118 of 2017, titled as “*Gurtej Singh versus Anoop Jassal*”, under Section 138 of Negotiable Instruments Act.

Learned counsel for the petitioner contends that the concession of anticipatory bail to the petitioner has been declined by the Court below in the above said complaint case, wherein on account of medical exigencies, he could not appear before the Court and when the case was fixed for final hearing, his bail bonds were cancelled vide order dated 25.05.2023. Thereafter, he was declared proclaimed offender by the learned trial Court vide order dated 14.07.2023. He also submits that the case was fixed for final hearing and the non-presence of the petitioner would not affect the proceedings in any manner, though, he understand and undertakes to abide by the process of law in future, which has happened due to his bona fide error, which is neither deliberate nor intentional on his part.

On the asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of the respondent-State.

The petitioner is directed to surrender before the trial Court within a period of two weeks from the receipt of the certified copy of this order. After his surrender, in case, the petitioner moves an application seeking bail, the same shall be considered and decided expeditiously, preferrably within a period of one week thereafter, in accordance with law.

The petition stands disposed of in the aforesaid terms.

25.10.2023
Poonam Negi

(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>