

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

CRM-M-57828-2023

Date of decision : 17.11.2023

RAMAN ALIAS RAM SINGH ALIAS RAMA

....Petitioner

Versus

STATE OF PUNJAB

....Respondent

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present : Mr. P.K.S. Phoolka, Advocate for the petitioner.

Mr. Tarun Aggarwal, Sr. DAG, Punjab.

PANKAJ JAIN, J. (ORAL)

Apprehending his arrest in FIR No.46, dated 27.05.2021, registered for offences punishable under Sections 302, 326, 325, 324, 323, 427, 149 of the Indian Penal Code, 1860, at Police Station Saddar Rampura, District Bathinda, the petitioner has preferred this petition under Section 438 Cr.P.C. seeking pre-arrest bail.

2. Counsel for the petitioner submits that prior to approaching this Court the petitioner approached Sessions Court, Bathinda. This Court is shocked to see that vide order dated 31st of October, 2023 the application filed by the petitioner seeking pre-arrest bail has been dismissed for want of prosecution.

3. In the considered opinion of this Court dismissal of pre-arrest bail that too for want of prosecution is totally alien to the procedure in law.

4. Consequently, order dated 31st of October, 2023 is hereby set

aside. The matter is remanded back. The Sessions Court is directed to decide the application filed by the petitioner seeking pre-arrest bail on 20th of November, 2023.

5. The petitioner is directed to appear through his counsel before the Sessions Court on 20th of November, 2023.

6. The petitioner is disposed off accordingly.

November 17, 2023	(Pankaj Jain)
Dpr	Judge
Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No