

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

128

CRM-M-62203-2023

Date of Decision.:11.12.2023

Suresh Kumar

Petitioner

Vs.

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Vikas Bishnoi, Advocate
for the petitioner.

DEEPAK GUPTA, J. (ORAL)

Petitioner was facing trial before the Court of learned Judicial Magistrate, Senior Division in a case arising out of FIR No.62 dated 06.02.2018 registered at Police Station Sadar Ratia, District Fatehabad under Sections 294 & 506 of the IPC.

Learned counsel contends that petitioner was on bail and was appearing regularly. However, due to misunderstanding of date, he could not appear on 31.08.2023, due to which his bail was cancelled and warrants of arrest have been directed to be issued against him. Learned counsel also contends that petitioner is now ready to surrender within reasonable time and he be provided necessary protection.

Notice of motion.

Mr. Sumit Jain, Addl. AG, Haryana accepts notice on behalf of respondent- State.

This petition is hereby disposed of with the direction to the petitioner

to surrender before the Trial Court concerned on or before 17.01.2024. On his such appearance, the Trial Court will be at liberty to initiate proceedings under Section 446 Cr.P.C. against the petitioner and after disposal thereof, shall admit the petitioner to bail.

It is made clear that till the disposal of proceedings under Section 446 Cr.P.C., petitioner shall not be taken into custody. If in the meantime, petitioner is sought to be arrested on account of warrants of arrest having being issued against him, he shall be admitted to interim bail to the satisfaction of Arresting Officer.

(DEEPAK GUPTA)
JUDGE

December 11, 2023
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No