

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-3533-2024

Date of Decision.:23.01.2024

Naresh Bhati

Petitioner

Vs.

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Vishal Yadav, Advocate
for the petitioner.

DEEPAK GUPTA, J. (ORAL)

By way of this petition filed under Section 482 Cr.P.C., prayer is made to quash order dated 24.05.2023 (Annexure P-3) passed in Sessions Case No.592/2020 arising out of FIR No.276 dated 19.11.2019 registered at Police Station Tigaon, District Faridabad under Sections 307, 34, 341, 506 of the IPC & Section 25, 54, 59 of Arms Act, whereby bail of the petitioner was cancelled.

Learned counsel for the petitioner contends that petitioner was granted bail vide order dated 20.08.2021 (Annexure P-2). He was regularly appearing before the Court. However, on 24.05.2023 and two subsequent dates, petitioner could not appear due to certain miscommunication on the part of his counsel. Learned counsel for the petitioner further contends that petitioner is ready to surrender before the Trial Court and that 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 15.02.2024, the date already fixed thereat. On his such appearance, the Trial Court will 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

January 23, 2024
Neetika Tuteja

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