

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

129

CRM-M-4810-2024
Date of decision: 30.01.2024

NISHU GUPTA ALIAS ALOK GUPTA

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Abhivadya Sood, Advocate
for the petitioner.

Mr. Digvijay Nagpal, AAG, Punjab.

KULDEEP TIWARI. J.(Oral)

The instant petition, under Section 482 Cr.P.C, has been filed, seeking quashing of the order dated 18.01.2024, whereby, because of the non-appearance of the petitioner, the application seeking exemption from personal appearance, as preferred by the petitioner, was dismissed, and he has been ordered to be summoned through non-bailable warrants.

Though the counsel for the petitioner could not point out any illegality or perversity in the impugned order, however, he submits that the petitioner was regularly appearing before the learned trial Court concerned, and he has no intention to flee from the clutches of law. Learned counsel for the petitioner further submits that the next date of hearing before the learned trial Court concerned is 06.02.2024, for issuance of notice of accusation, and the petitioner is ready and willing to appear before the learned trial Court concerned, on that day, in case adequate protection is granted to the petitioner.

Considering the hereinabove innocuous prayer, this Court deems it appropriate to direct the petitioner to appear before the learned trial Court concerned on 06.02.2024. In case the petitioner appears before the learned trial Court concerned on 06.02.2024, and moves an appropriate application for grant of regular bail, before the learned trial Court concerned, the latter shall make every

endeavor to decide the bail application, if any, most expeditiously, preferably on the same day. Till then the arrest of the petitioner shall remain stayed.

In case the petitioner does not cause an appearance before the learned trial Court concerned on 06.02.2024, the interim protection granted by this Court shall be *ipso facto* vacated, without any further reference to this Court.

Disposed of accordingly.

30.01.2024
amandeep

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No