

CRM-M-5240-20241

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

255CRM-M-5240-2024

Date of Decision: 26.11.2024

Dalip @ Dilip Kumar

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. M.S. Saini, Advocate for
Mr. P.P. Rana, Advocate
for the petitioner.

Mr. Akshay Kumar, AAG, Punjab.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
139	23.05.2020	Model Town, Hoshiarpur	21(1) of Mines and Minerals Act 1957

Seeking quashing of the order dated 22.12.2023 (P-4) passed by the Additional Sessions Judge, Hoshiarpur, wherein the application filed by the petitioner for furnishing bail bonds in the FIR captioned above, was dismissed, petitioner has come up before this Court by filing the present petition under Section 482 CrPC.

2. On 23.04.2024, Coordinate Bench of this Court observed as under:-
- “.....In light of the above, taking a lenient view, the order dated 22.12.2023 (Anexure P-4) is kept in abeyance and the petitioner is granted liberty to furnish the bail bonds in the compliance of the order dated 29.05.2020 within two weeks from today. However, the same shall be subject to deposit of cost of Rs.5,000/- by the petitioner in the Nishkam Sewa Group (run by Punjab & Haryana High Court Lawyers at Chandigarh).”*
3. In compliance to the above said order petitioner has deposited the cost of Rs.5,000/- as mentioned in the order dated 05.11.2024.

4. Short reply on behalf of the State has been handed over in the Court and the same is taken on record.
5. Petitioner was released on bail during pendency and after that he was asked to furnish bonds and when petitioner failed to furnish bonds, trial Court cancelled his bail and prayer for acceptance of bail bonds and surety bonds of petitioner was rejected vide impugned order.
6. Since the petitioner is ready to furnish bonds and undertakes to appear before the trial Court on each and every date and given the facts above, impugned order is set aside. Petitioner is directed to furnish bail bonds till 20.12.2024. Petitioner’s arrest shall remain stayed till 20.12.2024. It is clarified that if the petitioner fails to furnish bail bonds by the date given, this order shall stand recalled automatically without any further reference to this Court. Petition is allowed. Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

26.11.2024
anju rani

Whether speaking/reasoned	Yes
Whether reportable?	No