

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

127

CRM-M-7570-2024
Date of decision: 13.02.2024

SURINDER SINGH @ DIMPLE

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Vipin Mahajan, Advocate
for the petitioner.

Mr. Akshay Kumar, AAG, Punjab

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition, as instituted under Section 482 of the Cr.P.C., the petitioner seek quashing of the order dated 27.07.2023, which is enclosed as Annexures P-5, passed by learned JMIC, Batala, in CHI 359/2023, arising out of case FIR No.114 dated 03.09.2019, under Sections 420, 406 and 120-B of IPC, registered at Police Station Sri Hargobindpur, Police District Batala, District Gurdaspur, vide which non-bailable warrants have been issued against the petitioner. Further a prayer is also made to stay the operation of the order dated 27.07.2023 (Annexure P-5)
2. Learned counsel for the petitioner submits that the petitioner was earlier granted relief of anticipatory bail by the Co-ordinate Bench of this Court, vide order dated 24.02.2022, and thereafter, the petitioner could not cause his appearance on the date, when the final report had been filed, as he had no information in that regard. Learned counsel for the petitioner further submits that

the absence of the petitioner was neither deliberate, nor willful, rather he is ready and willing to join the proceedings before the learned trial Court concerned.

3. In view of the specific undertaking given by the learned counsel for the petitioner, this Court deems it appropriate to direct the petitioner to appear before the learned trial Court concerned, and join the proceedings within 15 days from today. In case the petitioner appears before the learned trial Court concerned within 15 days from today, and submit fresh bail bonds, the learned trial Court concerned, shall consider the same to it's satisfaction. Only till then, the operation of impugned order dated 27.07.2023, shall remain stayed.

4. It is made clear that in case the petitioner does not cause an appearance before the learned trial Court concerned, within 15 days from today, the interim protection as granted by this Court shall be *ipso facto* vacated, without any further reference to this Court.

5. Disposed of accordingly.

13.02.2024
amandeep

(KULDEEP TIWARI)
JUDGE

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