



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-29796 of 2024

Date of Decision:14.06.2024

Tarsem Singh

Vs.

State of Punjab

.....Petitioner

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ramnish Puri, Advocate for the petitioner.

DEEPAK GUPTA, J. (Oral)

Petitioner was facing trial in case FIR No.161 dated 30.06.2020 registered under Section 61 of the Punjab Excise Act, 1914 at Police Station Kamboj, District Amritsar before learned Chief Judicial Magistrate, Amritsar. He was on bail in that case. He absented during trial on 20.11.2023. Notice was directed to be issued to him for 23.01.2024, but he still did not appear. His bail was then cancelled on 23.01.2024 vide Annexure P.6 and warrants of arrest were directed to be issued. As he did not respond, proclamation under Section 82 Cr.P.C has been directed to be issued vide order dated 23.04.2024 and now the next date before the trial Court is 08.08.2024.

2. Learned counsel for the petitioner contends that the petitioner could not appear due to wrong noting of the date and later on he was not served. Learned counsel also contends that the petitioner is ready to surrender before the trial Court.

3. Notice of motion.



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4. Mr. Somesh Arora, Addl. AG, Punjab, accepts notice on behalf of the respondent- State.

5. This petition is hereby disposed of with a direction to the petitioner to surrender before the trial Court on or before 15.07.2024 and apply for bail. On his surrender, the Court will proceed against the petitioner under Section 446 Cr.P.C and after disposal of those proceedings, shall admit the petitioner to bail. However, it is made clear that till the disposal of the proceedings under Section 446 Cr.P.C., petitioner shall not be taken into custody. If in the meantime, petitioner is sought to be arrested in view of the warrants of arrest/proclamation issued against him, he shall be admitted to interim bail to the satisfaction of Arresting Officer.

June 14, 2024
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(DEEPAK GUPTA)
JUDGE

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