



103 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46394-2024
Date of decision:18.09.2024

HARBHAJAN SINGH
... Petitioner

VERSUS

STATE OF PUNJAB
... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Piyush Setia, Advocate
for the petitioner.

KARAMJIT SINGH, J. (Oral)

1. Prayer is for grant of anticipatory bail under Section 482 of B.N.S.S., 2023 to the petitioner in criminal case having FIR No.05 dated 08.01.2014 registered under Sections 325, 323, 341, 506, 148, 149 of IPC at Police Station Kotwali Patiala, District Patiala.
2. Counsel for the petitioner *inter alia* submits that earlier the petitioner was granted regular bail by the Court concerned and thereafter, the petitioner was regularly appearing before the trial Court but due to some unavoidable circumstances he was unable to appear before the trial Court on 20.04.2024 and on 01.07.2024 and consequently, learned trial Court cancelled his bail bonds and gave direction to summon the petitioner through warrants of arrest vide order dated 01.07.2024 (Annexure P-3). Counsel for the petitioner further submits that thereafter the petitioner filed an application for grant of anticipatory bail but the same was dismissed by the Court concerned vide order dated 29.08.2024



(Annexure P-5). Counsel for the petitioner further submits that the absence of the petitioner before the learned trial Court on the dates concerned was not intentional and even now petitioner is ready to join the proceedings before the trial Court, at the earliest.

3. Notice of motion.
4. Mr. Jasjeet Singh Dhaliwal, AAG, Punjab accepts notice on behalf of the State and submits that firstly the petitioner got absented on 20.04.2024 and then notice was sent to the petitioner but the petitioner failed to respond and again got absented on 01.07.2024 and resultantly, order dated 01.07.2024 (Annexure P-3) was passed by the learned trial Court, as per law. However, the State counsel has not disputed the fact that prior to passing of order dated 01.07.2024 (Annexure P-3), the petitioner was on regular bail.
5. In view of the above, without expressing any opinion on the merits of the case and in order to avoid any further delay in trial, the petitioner is directed to appear before the trial Court within next 10 days and on his doing so, the trial Court is directed to release the petitioner on regular bail to its own satisfaction subject to cost of Rs.10,000/- to be deposited by the petitioner with District Legal Services Authority concerned.
6. The present petition is hereby disposed of in aforesaid terms.

18.09.2024

Priyanka Thakur

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No