

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.51641 of 2023

Date of decision: 2nd May, 2024

Jatinder Singh @ Mota

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Aashna Gill, Advocate for the petitioner.

Ms. Trishanjali Sharma, Dy. Advocate General, Haryana
for the respondent/State.

Mr. Kapish Singla, Advocate for
Mr. Ashit Malik, Advocate for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner in the instant petition filed under Section 482 Cr.P.C. is praying for quashing of the order dated 05.08.2023 (Annexure P-5) passed by the learned trial Court vide which the bail granted to him in case FIR No.257 dated 15.06.2022 under Sections 323, 324, 506, 201, 34 of the IPC (Section 324 deleted and 307 & 302 IPC added later on) registered at Police Station Gadpuri, District Palwal, was cancelled.

2. Learned counsel for the petitioner submits that the petitioner had been regularly appearing before the Court concerned and it was only on 05.08.2023 that he was unable to put in an appearance after the supplementary challan was filed and offence under Section 302 IPC was added. She submits that it was thus, for a genuine reason that the petitioner was unable to put in an appearance before the Court.

Learned counsel further submits that the petitioner is ready to appear and join proceedings before the learned trial Court. Hence, in the aforementioned facts and circumstances, the petitioner be protected till his appearance before the Court concerned and the Court be directed that his application, which he would be filing on his surrender, be decided expeditiously.

3. I have heard learned counsel for the parties and perused the relevant material on record.

4. In view of the limited prayer made by learned counsel appearing on behalf of the petitioner, the petition is disposed of with direction to the petitioner to appear and surrender before the learned trial Court within seven days from today. Till then, no coercive steps shall be taken against the petitioner, subject to payment of costs in the sum of ₹ 10,000/- which shall be deposited with the District Legal Services Authority, Palwal.

5. However, it is made clear that in case the petitioner fails to surrender before the Court concerned within the above stipulated time period, this order shall be of no avail to him, thereafter. In case, on appearance and surrender, the petitioner moves an application for bail, the learned trial Court shall make earnest efforts to decide the same expeditiously in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

May 2, 2024
rps

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