

PBBT010065132023



Presented on : 09-06-2023
Registered on : 09-06-2023
Decided on : 14-06-2023
Duration : 0 years, 0 months, 5 days

Rajandeep Bindal Vs. Rakesh Kumar

CNR No.PBBT01-006513-2023
CIS No.BA-1899/2023
BA File No.185 of 09.06.2023
Date of order: 14.06.2023

Present: Sh. Pardeep Singh Khiwa, Counsel for the petitioner.
Sh. H.S.Gill, Additional Public Prosecutor for the state.

At the very outset, learned Counsel for the petitioner states that the petitioner was earlier granted the benefit of bail, but he absented himself and jumped bail, which resulted into the issuance of non-bailable warrants against him and further proceedings were carried out. After hearing this part of the argument, learned counsel for the petitioner was called to assist this court as to how the present bail application is maintainable in view of the ratio of law on the decision rendered by the Hon'ble Punjab & Haryana High Court, in a case titled as **Pawan Kumar Vs. State of Haryana, CRM-M-39172-2021, decided on 21.9.2021.** Learned counsel for the petitioner could not show any contrary law or otherwise bring out any facts showing maintainability of the present bail application. Accordingly, the bail application is dismissed being not maintainable.

(Sumeet Malhotra)
Sessions Judge,
Bathinda/14.06.2023

At this stage, learned counsel argued that the petitioner intends to surrender before the learned trial Court and would move an application for regular bail, but he apprehends that the said bail application would not be decided expeditiously and therefore, a direction be issued to the trial Court to decide the regular bail application in time bound manner.

I have considered the said submission as well. The request seems to be genuine and accordingly, it is observed that in the event of surrender by the petitioner before the trial Court, before lunch break and on the moving of a request for bail, through an application, the learned trial Court shall dispose of the said bail application on the same day. In the eventuality of the bail being moved after lunch, then the trial Court shall decide the same by the next working day. Copy of this order be sent to the concerned Court and bail application file be consigned to the Record room.

**Pronounced:
14.06.2023.**

**(Sumeet Malhotra)
Sessions Judge,
Bathinda.
(UID No.PB0060)**

Nirmal Singh, EA

(Sumeet Malhotra)
Sessions Judge,
Bathinda/14.06.2023