

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

S.B. Criminal Miscellaneous (Petition) No. 691/2019

Resham Singh S/o Shri Bahadur Singh B/c Jat Sikh

----Petitioner

Versus

State Of Rajasthan

----Respondent

For Petitioner(s) : Mr. Raj Kumar Sharma for
Mr. Krishan Chander Sharma

For Respondent(s) : Mr. V.S. Godara, PP

HON'BLE MR. JUSTICE KANWALJIT SINGH AHLUWALIA

Order

31/01/2019

Present criminal misc. petition has been filed under Section 482 Cr.P.C. praying that the order dated 17.11.2018 passed by ADJ No.2, Bundi(Raj.), in Session Case No. 56/2000, whereby the application of the petitioner filed under Section 70(2) Cr.P.C. was dismissed, be set aside.

The learned counsel for the petitioner during the course of arguments, has submitted that the petitioner is ready and willing to surrender before the trial court and apply for bail.

Having heard counsel for the parties, the present petition is disposed of by issuing a direction that the non-bailable warrants issued against the petitioner shall be kept in abeyance for the period of three weeks to enable the petitioner to surrender before the trial court and apply for bail.

Needless to say that the trial court shall decide the bail application of the petitioner in accordance with the provisions of

law without being influenced of any observation made herein above by this Court.

It is clarified that in case the petitioner fails to surrender before the concerned court within the stipulated period of three weeks, the present order shall cease to operate and law shall take its own course.

In view of the above, the present petition is disposed of.

Upon final disposal of the main petition, the stay application filed therewith does not survive and the same is also disposed of.

(KANWALJIT SINGH AHLUWALIA),J

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