

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

206

CRM-M-12057-2015
Decided on : 25.05.2015

Resham Singh

... *Petitioner*

Versus

State of Punjab

... *Respondent*

CORAM : HON'BLE MR.JUSTICE HARI PAL VERMA

Present : Mr.Umesh K.Kanwar, Advocate
for the petitioner.
Mr.Gurinderjit Singh, DAG, Punjab.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Hari Pal Verma, J. (Oral)

Through the instant petition, petitioner has prayed for regular bail in FIR No.80, dated 02.05.2014, under Sections 15, 61 and 85 of the NDPS Act, registered at Police Station Sadar Jalalabad, District Fazilka during the pendency of the trial.

The petitioner is aggrieved against the order dated 21.3.2015 whereby bail of the petitioner granted vide order dated 8.11.2014 was cancelled for non-appearance on 27.02.2015.

Learned counsel for the petitioner contends that petitioner was already on bail by virtue of Section 167(2) Cr.P.C. but because of his non-appearance before the trial court on 27.02.2015, his bail has been cancelled. He was present in the court on 27.02.2015. The moment fact of cancellation of his bail came to his notice, the petitioner got prepared an affidavit dated 27.02.2015 itself

narrating the complete details. However, pursuant to cancellation of his bail vide order dated 21.3.2015, the petitioner has surrendered before the trial court on 2.4.2015. Thus non-appearance on 27.2.2015 was not intentional and was just because of communication gap during proceedings.

Learned State counsel has filed the custody certificate of the petitioner and the same is taken on record.

Considering the fact that petitioner was already on bail under Section 167(2), Cr.P.C. but for his non-appearance before the trial court on 27.02.2015, his bail has been cancelled by the trial court, the petitioner is admitted to bail subject to his furnishing bail/surety bonds to the satisfaction of the learned trial court.

Petition is disposed of.

[Hari Pal Verma]
Judge

25.05.2015
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