

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M No.29668 of 2015

Date of Decision: 7.9.2015

Rajwinder Singh @ Raja

..Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Ms.Rahish Pahwa, Advocate for the petitioner.

JITENDRA CHAUHAN, J.(ORAL)

This petition has been filed under Section 438 Cr.P.C. praying for concession of anticipatory bail in case FIR No.124 dated 22.7.2011 under Section 18/61/85 of NDPS Act, P.S.City Jagraon, Ludhiana Rural.

Contentends that the petitioner had been admitted to regular bail vide order dated 26.8.2011 (Annexure P-2) passed by Judge, Special Court, Ludhiana. The petitioner had been appearing before the Court regularly. However, on 15.7.2015, the petitioner could not appear before the Court as he was unwell. Further contends that non appearance of the petitioner is not wilful and deliberate rather he could not appear due to the circumstances which are beyond his control. He is not involved in any other FIR. Quantity in this case is non commercial.

Notice of motion.

At the asking of the Court, Mr. Mehardeep Singh, DAG Punjab accepts notice on behalf of respondent-State.

Keeping in view the fact that the petitioner had been regularly appearing in the Court and non appearance is for a singular day, it is ordered that in case the petitioner appears before the trial Court on the adjourned date, he shall be admitted to bail on furnishing fresh bail bonds and surety bonds to the satisfaction of trial Court.

The petition is allowed.

7.9.2015
Meenu

(Jitendra Chauhan)
Judge