

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

**C.R.M-M No.41314 of 2015
Date of Decision : 07.12.2015**

Ram Niwas

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Sumeet Puri, Advocate
for the petitioner.

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

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.128 dated 28.10.2013 registered under Sections 15, 61, 85 of the N.D.P.S. Act, at P.S. Ghagga, District Patiala.

Learned counsel has argued that in this case the petitioner had been repeatedly appearing for 2 years and on 20.11.2015 he was unwell and had requested his counsel to seek exemption but for some reason even the counsel did not appear. He has further stated that the petitioner is ready to face the trial.

In my opinion, in case the assertion regarding previous regular appearance is correct the petitioner should not be denied the concession of

bail and in case it is so the trial Court shall release him on bail to its satisfaction on the next date, if he appears. Needless to say, if the assertion regarding previous regular appearance and for non-appearance on 20.11.2015 is incorrect, this petition would be deemed to have been dismissed.

Petition stands disposed of in the above terms.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

December 07, 2015
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(AJAY TEWARI)
JUDGE