

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

**CRM-M-26533 of 2016
DECIDED ON: AUGUST 04, 2016**

HONEY KALYAN

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Kapil Khanna, Advocate
 for the petitioner.

JASPAL SINGH, J

By virtue of this petition preferred under Section 438 Cr.P.C., petitioner has sought pre-arrest bail in case FIR No. 134 dated September 06, 2014 under Section 22 of the NDPS Act registered at Police Station Bhargo Camp, Jalandhar.

2. Notice of motion.

3. At the asking of Court, Mr. Sidakmeet Singh Sandhu, AAG, Punjab accepts notice on behalf of respondent-State of Punjab. Copy of the petition be supplied to learned State counsel during the course of day.

4. Undisputably, petitioner is facing the trial in the above-mentioned case. On March 29, 2016 when the case was listed for prosecution evidence, petitioner could not appear in the Court. However, an application seeking exemption from personal appearance was moved by the petitioner on the ground

that he is admitted in De-addiction Center but the same was declined by learned trial Court simply on the ground that the De-Addiction Centre where he was stated to have been admitted for treatment was not approved/authorised by the Government. Thus, this Court does not find the said ground to be valid or legal to decline the application seeking exemption from personal appearance.

5. Accordingly, instant petition is disposed of with a direction to petitioner to surrender/appear before learned trial Court within 10 (Ten) days from today, who shall release the petitioner at its satisfaction.

AUGUST 04, 2016
sham

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No