

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32392-2016

Date of decision: September 15, 2016.

Ranjit Singh alias Rana

... **Petitioner**

v.

State of Punjab

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri Arunjeet Singh Kakkar, Advocate for the petitioner.

A.B. Chaudhari, J. (Oral):

Rule. Heard forthwith.

It is not in dispute and as can be seen from the impugned order that the petitioner was released on bail and was supposed to appear before the trial court on 26.7.2016 in the trial arising out of FIR No.165 dated 24.11.2013, registered under Section 22 of the Narcotic Drugs & Psychotropic Substances Act, 1985, Police Station Bhikhiwind, District Tarn Taran, Punjab (Annexure P-1). From the perusal of the impugned order, it appears that the petitioner remained absent before the trial court and therefore his bail bonds were cancelled and forfeited to the State. Thereafter, the trial Judge on the same date made an order summoning him by issuing non bailable warrants for 24.8.2016.

The petitioner submits that he would attend the trial court with promptitude hereinafter. The petitioner is a truck driver by profession and at the relevant point of time, had gone to Chhatisgarh and therefore could not appear.

In my opinion, though no fault can be found out with the impugned order, yet the interest of justice requires that the petitioner should continue to remain on bail instead of pushing him in jail since there is a reasonable cause for his absence. In the result I make the following order:-

ORDER

(i) Petition is allowed;

(ii) Rule is made absolute in terms of the prayer clause which reads thus:-

“It is, therefore, respectfully prayed that this petition may kindly be allowed and the petitioner may kindly be granted the concession of anticipatory bail in the event of his arrest in case FIR No.165 dated 24.11.2013, registered under Section 22 of the Narcotic Drugs & Psychotropic Substances Act, 1985, Police Station Bhikhiwind, District Tarn Taran, Punjab (Annexure P-1) in which non bailable warrant has been issued to the petitioner by the learned trial court vide impugned order dated 26.07.2016 (Annexure P-2).”

(iii) The petitioner to continue on the same bail bonds till the trial is completed and shall continue to appear with promptitude before the trial Judge till the trial is completed.

[**A.B. Chaudhari**]
Judge

September 15, 2016.
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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No