

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

**CRL. MISC. No.M-33417 OF 2016 (O&M)
DATE OF DECISION : 21st SEPTEMBER, 2016**

Nirvail Singh @ Fatta

.... Petitioner

Versus

State of Punjab

.... Respondent

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

* * * *

Present : Mr. Ashish Aggarwal, Advocate for the petitioner.

* * * *

A. B. CHAUDHARI, J. (ORAL)

Notice of motion.

Ms. Rajni Gupta, Addl. A.G. Punjab accepts notice on behalf of the State.

Rule heard forthwith.

Order dated 03.09.2016 is under challenge in this petition.

This Court had granted bail to the petitioner vide order dated 07.12.2015 in FIR No.47 dated 14.08.2015 registered under Sections 411, 414, 489-A, 489-B, 489-C & 489-D IPC; under Sections 15, 18, 21, 22 of the NDPS Act; Section 14 of the Foreigners Act, 1946 and Section 3 of the Indian Passport Act, 1920.

On 03.09.2016 the case was fixed for appearance before the trial Judge. The petitioner sought exemption from personal appearance. The Court, however, rejected his application and issued non-bailable warrants returnable for 28.09.2016.

I think the order is harsh. The facility of bail that was granted by this Court stands negated.

In that view of the matter the impugned order dated 03.09.2016 is set aside. The petitioner shall hereinafter attend the court with promptitude and would cooperate with the trial Court in completion of the trial and shall furnish fresh bail bonds to the satisfaction of the trial Court.

Disposed of accordingly.

21st SEPTEMBER, 2016
‘raj’

(A. B. CHAUDHARI)
JUDGE

Whether speaking/reasoned:	Yes	No
Whether Reportable:	Yes	No.