

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

**CRM No. M-34344 of 2016
DECIDED ON: SEPTEMBER 24, 2016**

RAVINDER SINGH @ CHHINDER AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Avtar Krishan Handa, Advocate
 for the petitioners.

JASPAL SINGH, J (ORAL)

By virtue of instant petition preferred under Section 438 Cr.P.C., petitioners have sought pre-arrest bail in case FIR No. 207 dated 15.12.2015 under Section 22 of NDPS Act, registered at Police Station Ghal Khurd, District Ferozepur.

Notice of motion.

At the asking of Court, Mr. J.S. Sekhon, AAG, Punjab accepts notice on behalf of respondent-State of Punjab. Copy of the petition be supplied to him during the course of day.

Undisputably, petitioners were granted the concession of interim bail due to non-filing of FSL report. However, when the matter was listed before trial Court on June 02, 2016, petitioner No.1 could not appear and similarly, petitioner No.2 could not appear before trial Court on July 05, 2016. As a result thereof, their bail bonds were cancelled and forfeited to the State and they were

ordered to be summoned through non bailable warrants of arrest. It appears that petitioners could not appear before trial Court on the above noted dates on account of registration of FIR No. 81 dated 25.05.2016 under Section 302/34 IPC at Police Station Bagha Purana. However, petitioners undertake to join the proceedings and co-operate with the trial.

In view of the above-stated facts and circumstances, it appears that absence of the petitioners from court was neither intentional nor willful. Even otherwise, immediately after their bail bonds were cancelled and forfeited to the State, they approached the Sessions Court seeking pre-arrest bail. However, after the dismissal thereof, they have approached this Court.

Instant petition is disposed of with a direction to the petitioners to appear/surrender before learned trial Court within a period of 7 days from the date of certified copy of this order and trial Court is directed to release the petitioners on bail at its satisfaction.

SEPTEMBER 24, 2016
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(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned *Yes/No*

Whether Reportable *Yes/No*