

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

Sr. No.215

CRM NO. M-45123 of 2016

DECIDED ON: December 22, 2016

AMIT KUMAR BHASEEN

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Narinder Singh Dadwal, Advocate,
for the petitioner.

Mr. R.P.S. Sidhu, AAG, Punjab.

JASPAL SINGH, J. (ORAL)

Through the instant petition preferred under Section 439 Cr.P.C., petitioner – Amit Kumar Bhaseen has sought the concession of bail, in case bearing FIR No.62, dated May 26, 2014, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Shimlapuri, District Ludhiana.

Concededly, the petitioner has been appearing before the trial court and facing the trial. On December 09, 2015, petitioner was absented from the court, as a result thereof, his bail order was cancelled and bail bonds were forfeited to the State. He was ordered to be summoned through non-bailable warrants. Since, his presence could not be secured by issuance of non-bailable warrants of arrest, he was declared proclaimed offender vide order dated August 29, 2016. However, as per the prosecution version, he was arrested on October 31, 2016. Since then, he is cooling his heels behind the bars. By now he must have learnt a lesson for abstaining from the Court without any intimation. After arrest of petitioner, supplementary

challan was presented on December 21, 2016, certainly, the disposal of the challan would take sufficient long time. This court is of the considered view that he could not be useful purpose to keep the petitioner behind the bars for an indefinite period. Rather it would be burdened on the State Exchequer.

Taking into aforesaid aspects and without expressing any opinion on the merits of the case, instant petition stands allowed. Petitioner is ordered to be released on bail to the satisfaction of the trial Court/Duty Magistrate.

At the time of acceptance of the bail bonds may consider the imposition of stringent conditions.

December 22, 2016

Ankur

**(JASPAL SINGH)
JUDGE**

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No