

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

CRM No.M-5005 of 2016 (O&M)

Date of Decision: 10.05.2016

Deepak Kumar @ Kokke

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Naveen Upadhyay, Advocate for
Mr. Ravi Malhotra, Advocate for the petitioner.

Mr. D.S. Virk, AAG, Punjab.

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TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.95 dated 14.06.2014, under Section 21 of the NDPS Act, registered at Police Station Division No.2, District Jalandhar.

On 11.02.2016, while issuing notice of motion, the following order was passed by this Court:

“Petitioner seeks concession of anticipatory bail in case FIR No.95 dated 14.06.2014, under Section 21 of Narcotic Drugs and Psychotropic Substances Act, registered at Police Station Division No.2, Jalandhar, District Jalandhar.

Counsel would submit that the petitioner had been granted benefit of bail and was duly appearing before the trial Court and it is only on account of non-appearance on one date i.e. 09.11.2015, concession of bail has been cancelled and non-bailable warrants have been issued.

It is submitted that non-appearance on 09.11.2015 was on account of bona fide reasons and in any case the intent was not to evade the process of law.

Notice of motion, returnable for 10.05.2016.

In the meanwhile, it is directed that in case the petitioner duly appears before the trial Court on the date already fixed i.e. 18.02.2016, he would be entitled to interim bail subject to satisfaction of the trial Court.”

Learned State counsel upon instructions from HC Chan Singh apprises the Court that the petitioner had duly appeared before the trial Court on 18.02.2016 and was admitted to interim bail upon furnishing requisite bail bonds.

The petitioner having joined trial proceedings, prayer made in the present petition is accepted.

Petition is allowed. Order dated 11.02.2016 passed by this Court is made absolute.

Disposed of.

10.05.2016

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE