

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

CRL. MISC. No.M-16610 OF 2017
DATE OF DECISION : 21st JULY, 2017

Ram Singh @ Rama

.... Petitioner

Versus

State of Punjab

.... Respondent

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

* * * *

Present : Mr. Rishu Mahajan, Advocate for the petitioner.

Mr. Ramandeep Sandhu, Sr. D.A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed this petition under Section 439 Cr.P.C. seeking bail in FIR No.105 dated 16.03.2015 registered under Sections 21/22/61/85 NDPS Act at Police Station A Division, District Amritsar.

Rule.

Heard forthwith with consent of counsel for the rival parties.

Learned state counsel, on instructions from ASI Gurbir Singh, submits that no other case is reported against the petitioner.

The petitioner was on anticipatory bail during the trial. However he remained absent from the trial Court on 07.01.2016. Thereafter he remained absent till he was arrested on 09.12.2016, after being declared proclaimed offender on 20.10.2016.

Undoubtedly, the petitioner has misused the concession of grant of interim bail by remaining absence on 07.01.2016 and thereafter

till 09.12.2016, when the petitioner was arrested. There is no other case against the petitioner.

In my view, the petitioner should be given a last chance to be at liberty. However, subject to some costs.

In the result, I make the following order:

ORDER

- (i) Rule is made absolute.
- (ii) CRL. MISC. No.M-16610 OF 2017 is allowed.
- (iii) The petitioner be released on furnishing fresh bail bonds to the satisfaction of the concerned CJM/Duty Magistrate. The bail of the petitioner will be subject to deposit of costs amount of ₹15,000/- by the petitioner with the Court within one week from the date of release, which shall be forfeited to the State of Punjab.
- (iv) The petitioner shall continue to appear before the trial Court with promptitude till the completion of trial as stated above.
- (v) Any further failure on the part of the petitioner shall result into taking him in custody by the trial Court.

Disposed of accordingly.

21st JULY, 2017
‘raj’

(A. B. CHAUDHARI)
JUDGE

<i>Whether speaking/reasoned</i>	:	<i>Yes</i>	<i>No</i>
<i>Whether Reportable</i>	:	<i>Yes</i>	<i>No</i>