

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

CRM-M-23671-2017 (O&M)
DATE OF DECISION : 12th JULY, 2017

Kamaljit Singh @ Kamal

.... Petitioner

Versus

State of Punjab

.... Respondent

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

* * * *

Present : Ms. Sarika Gupta, Advocate for the petitioner.

Ms. Samina Dhir, D.A.G. Punjab.

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A. B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.59 dated 11.03.2015 registered under Section 21, 61 and 85 NDPS Act, at Police Station Model Town, District Hoshiarpur.

It is not in dispute as seen from the record that the petitioner has already been released on regular bail in the said FIR. When he remained absent on 20.01.2017, the Court was compelled to issue non-bailable warrants after cancellation of his bail. Thereafter, he himself against the non-bailable order dated 20.01.2017, appeared on 21.02.2017. Since then he is in jail.

Heard learned counsel for the rival parties.

In my opinion since the petitioner had already been released on regular bail and he absented on a particular date i.e. 20.01.2017 and since the learned counsel for the petitioner makes statement that the petitioner will continue to attend the trial Court promptitude and he shall

not remain absent, I think there is no reason to deny the bail particularly when the petitioner was released on regular bail.

In that view of the matter, I am inclined to grant bail to the petitioner. Hence, I make the following order:

ORDER

- (i) The CRM-M-23671-2017 is allowed
- (ii) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner will undertake that in default of making appearance before the trial Court, the trial Court is at liberty to take him in custody.

12TH JULY, 2017
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(A. B. CHAUDHARI)
JUDGE

Whether speaking/reasoned: *Yes* *No*

Whether Reportable: *Yes* *No*