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

CRM-M-27263 of 2017

Date of decision: July 31, 2017

Avtar Singh @ Lucky

.....Petitioner

Versus

State of Punjab

.....Respondent

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

Present: Mr. Gagan Mohini, Advocate for the petitioner.

A.B. CHAUDHARI, J (Oral)

Notice of motion.

At the asking of the Court, Mr. Ramandeep Sandhu, DAG
Punjab accepts notice on behalf of the State.

Rule. Heard forthwith with the consent of learned counsel
for the rival parties.

In FIR No.121 dated 12.08.2013, under Sections 21/61/85
of Narcotic Drugs and Psychotropic Substance Act, 1985, registered at
Police Station Sirhind, District Fatehgarh Sahib, the petitioner was on
regular bail before the trial Court. However, during trial, the petitioner
remained absent on the appointed date and as such, the trial Court
cancelled his bail and issued warrants of arrest. Admittedly, the
petitioner was on regular bail. However, he remained absent on the
said date, namely 30.05.2017.

Learned counsel for the petitioner, on instructions from the
petitioner, makes a statement that the petitioner would like to appear

before the trial Court and face the trial with promptitude and shall not remain absent hereinafter.

However, since the petitioner has remained absent, he is required to pay compensatory costs in the sum of ₹5,000/- payable to the State of Punjab by forfeiting the same, after depositing it with the trial Court, as a pre-condition.

Hence, without finding any fault with the order of the trial Court, petitioner shall be released on regular bail on furnishing of fresh bail bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned, subject to his paying compensatory costs in the sum of ₹5,000/- payable to the State of Punjab by forfeiting the same, after depositing it with the trial Court.

Petition stands disposed of, accordingly.

(A.B. CHAUDHARI)
JUDGE

July 31, 2017

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No