

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

CRM-M No.33317 of 2017

Date of decision: 29th September, 2017

Joga Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Rahul Bhargava, Advocate for the petitioner.

Mr. Sandeep Kumar, Dy. Advocate General, Punjab
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Joga Singh in this anticipatory bail application under Section 438 Cr.P.C. in case bearing FIR No.40 dated 07.02.2015 (Annexure P1) under Sections 223/224/225-A IPC pertaining to Police Station City Amritsar are that while facing trial in case FIR (Annexure P1) he absented on 28.04.2017 as a consequence of which his bail orders were cancelled and the bail bonds/surety bonds were ordered to be forfeited to the State and warrants of his arrest were issued.

Contentions of learned counsel for the petitioner Mr. Rahul Bhargava are that on 28.04.2017 the petitioner was apprehended in case FIR bearing No.39 dated 30.04.2017 under Sections 21/22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 pertaining to Police Station Tarsikka, Amritsar (Rural) and has placed heavy reliance

on (Annexure P2) to drive home the point that it was only on 31.05.2017 he was ordered to be released on bail and subsequently after a few days came out of the judicial custody.

Keeping in view that the petitioner has been regularly appearing before the trial Court and it was a single date default and which has been explained by documentary proof by way of order (Annexure P2), this Court is of the opinion that it would be a travesty of justice to send the petitioner behind bars. In view thereof, the petitioner shall put in appearance before the trial Court within two weeks from today and on his doing so he shall be released on bail to the satisfaction of the trial Court.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

September 29, 2017
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No