

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

**CRM-M No.38903 of 2017
Date of Decision : 13.10.2017**

Gurpreet Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Ms. Prabhjeet Kaur, Advocate for
Mr. Kushaldeep S. Sandhu, Advocate
for the petitioner.

SUDIP AHLUWALIA, J. (ORAL)

The instant petition has been filed under Section 438 of the Code of Criminal Procedure seeking regular bail on behalf of the petitioner in case FIR No.155 dated 7th September, 2013, registered under Sections 21/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Samrala, District Khanna.

Notice of motion.

On asking of the Court, Mr. Luvinder Sofat, Asstt. Advocate General, Punjab accepts notice on behalf of respondents No.1 to 3-State. A copy of the paper book be handed over to him during the course of the day.

It is the case of the petitioner that he was already on regular bail in the aforesaid case but failed to appear before the Ld. Trial Court on one solitary occasion (26th September, 2017) on account of which a non-bailable warrant of arrest was ordered to be issued against him.

It has been submitted on behalf of the petitioner that his absence on that solitary date was *bona fide*/on account of miscommunication of the date in Court and that he has not yet declared a Proclaimed Offender.

In the given circumstances, considering the ground made out in the present petition, operation of any coercive process pending against the present petitioner, namely Gurpreet Singh is stayed subject to the condition that he shall surrender before the Ld. Trial Court within 07 working days from date, after which his fresh application for bail may be decided by the Ld. Trial Court expeditiously.

Disposed off.

October 13, 2017

Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable : Yes/No