

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

**CRM No.M-44076 of 2016 (O&M)
Date of decision:13.01.2017**

Manga Singh

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. D.S. Sandhu, Advocate for the petitioner.
Ms. Harpreet K. Athwal, DAG, Punjab.

...

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.87 dated 25.05.2014, under Sections 15/18/21/22/61/85 of the NDPS Act, registered at Police Station Sultanpur Lodhi, District Kapurthala.

While issuing notice of motion on 12.12.2016, the following order was passed by this Court:

“While the petitioner had been granted the concession of pre-arrest bail on 28.12.2014, he absented on 14.03.2016 when challan was presented as a result of which his bail bonds were cancelled. It appears that proclamation under Section 82 Cr.P.C. has also been issued.

I have heard learned counsel for the petitioner and seen the nature of the allegations in the FIR. Since the petitioner was not arrested along with any contraband, his culpability will certainly be a debatable issue.

Notice to the Advocate General, Punjab for 13.01.2017.

Meanwhile, an interim direction is issued that petitioner will put in appearance before the trial Court on or before 23.12.2016. In case of petitioner doing so, he shall be released on interim bail to the satisfaction of the trial Court.”

Learned counsel appearing for the petitioner has furnished in Court today a certified copy of the order dated 22.12.2016 passed by the learned Judge, Special Court, Kapurthala and which would reflect that the petitioner has duly appeared before the trial Court and has been released on interim bail to the satisfaction of the trial Court.

In the light of the fact that the petitioner has joined trial proceedings, prayer made in the present petition is allowed. Order dated 12.12.2016 passed by this Court is made absolute.

Disposed of.

13.01.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |