

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

CRM-M No.8061 of 2017
Date of decision: 14th March, 2017

Honey

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Kartik Gupta, Advocate for the petitioner.

Mr. Gurinderjit Singh, Dy. Advocate General, Punjab
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Honey in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.25 dated 25.01.2015 registered at Police Station Model Town, District Hoshiarpur under Section 21/61/85 of the Narcotic Drugs and Psychotropic Substances Act, 1985, are that on 25.01.2015 he was found to be in illegal possession of 230 grams of intoxicating powder and was allowed bail in terms of Section 167 Cr.P.C. but subsequently during the course of trial he absented on 15.09.2016 leading to issuance of non-bailable warrants and his arrest.

Contentions of the learned counsel for the petitioner are that he was on bail and for a single default he has been sent behind the bars and that he is in custody since 04.11.2016.

The factual scenario could not be displaced by learned State counsel however, he has sought to oppose grant of bail to the petitioner on the grounds that he has created hurdles in speedy disposal of the matter.

Appreciating the submissions, the petitioner has been regularly appearing before the Court and a single day default does not invite such a harsh impact and thus this Court is of the opinion that keeping the petitioner behind bars would be a travesty of justice as the trial is not likely to conclude in the near future. Accordingly, he is ordered to be released on regular bail subject to furnishing of heavy bail bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Hoshiarpur.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

March 14, 2017

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No