

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-10736-2018

Date of decision: 14.03.2018

Asha Rani

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Viney Puri, Advocate
for the petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for setting aside the order dated 22.12.2017 (Annexure P-3), vide which the interim bail granted to the petitioner was cancelled and her bail bonds and surety bonds were forfeited and non-bailable warrants have been issued by the trial Court.

A perusal of the record shows that vide order dated 07.11.2017, the petitioner was granted interim bail subject to the condition that the petitioner will surrender in the Court on receiving the report of Chemical Examiner. It is also apparent from the record that as per the report of Chemical Examiner, the alleged recovery from the petitioner falls in the commercial quantity and the petitioner has not surrendered before the trial Court as per the undertaking given by her and thereafter, vide impugned order dated 22.12.2017, her bail/surety bonds were forfeited and non-bailable warrants have been issued against the petitioner and proceedings

under Section 446 Cr.P.C. are also initiated against her surety.

Since the petitioner has failed to surrender before the trial Court and has rather filed the present petition under Section 482 Cr.P.C. for quashing of the order dated 22.12.2017, vide which the bail/surety bonds of the petitioner were forfeited, this petition is dismissed being not maintainable.

The petitioner is directed to surrender before the Judge, Special Court, Jalandhar immediately and in case he surrenders within a period of 03 days from today, her regular bail application be decided expeditiously.

Disposed of, accordingly.

[ARVIND SINGH SANGWAN]
JUDGE

14.03.2018
vishnu

Whether speaking/reasoned Yes/No

Whether reportable Yes/No