

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

**CRM-M-25378-2018
Date of decision: 04.07.2018**

Gurpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. J. S. Dhaliwal, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 103 dated 17.08.2014, registered under Section 15 of the Narcotic Drugs & Psychotropic Substances Act at Police Station Sardulgarh, District Mansa.

Learned counsel for the petitioner submits that the petitioner was granted regular bail and was facing trial since 2014 and there was recovery of non-commercial quantity. The petitioner absented from the Court proceedings on 18.09.2017 as he was suffering from infection in stomach and he was declared a proclaimed offender, vide order dated 15.03.2018. Thereafter, the petitioner was re-arrested on 28.04.2018 and since then he is in judicial lock up.

Learned State counsel filed custody certificate which is taken on record. He has not disputed the factual position as submitted by learned counsel for the petitioner.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner was attending the Court proceedings for a period of about three years and stands re-arrested after his bail/surety bonds were cancelled declaring him a proclaimed offender; the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and two sureties to the satisfaction of the trial Court/Duty Magistrate concerned. However, this will be subject to payment of cost of Rs. 10,000/- in the Government Treasury. The payment of cost shall be a pre-condition for accepting the bail/surety bonds of the petitioner.

July 04, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No