

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

CRM-M-38478 of 2018.

Decided on:-September 10, 2018.

Shamsher Singh alias Shera.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

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

Mr. Rana Harjasdeep Singh, DAG, Punjab
for the respondent-State.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 438 Cr.PC is for grant of anticipatory bail to the petitioner in FIR No.12 dated 31.01.2018 under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, the NDPS Act) registered at Police Station City Moonak, District Sangrur.

Vide order dated 14.08.2018, learned trial Court cancelled the bail of the petitioner and forfeited the bail bonds to the State on account of his non-appearance and the medical certificate so adduced by the petitioner was not found to be an authenticated document.

Learned counsel for the petitioner has drawn attention of this Court to the medical prescription (Annexure P-2).

Having glance of the document Annexure P-2, which is a prescription slip issued by DCH, Kaithal, it transpires that the said document nowhere suggests that the petitioner was incapable to appear before the trial Court. Thus, the said prescription slip does not support the *bona fide* of the petitioner for non-appearance before the trial Court on 14.08.2018. Therefore, this Court finds that no ground is made out for grant of anticipatory bail to the petitioner.

Accordingly, the present petition, being devoid of any merit, is dismissed.

September 10, 2018
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No