

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

CRM-M-47597-2018

Date of Decision: 29.10.2018

NIRMAL SINGH

.. Petitioner

Vs.

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Damanjeet Bhoriwal, Advocate for the petitioner.

...

Inderjit Singh, J. (Oral)

Petitioner-Nirmal Singh has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in case FIR No.4 dated 13.01.2018, registered at Police Station Nandgarh, District Bathinda, under Sections 21 and 22 of Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion has been issued.

On the asking of Court, Mr. Pawan Sharda, Sr. DAG, Punjab, has accepted notice on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

Perusal of the record shows that the petitioner was already on regular bail. He absented from the court proceedings on 09.10.2018; his bail was cancelled and he has been summoned through non-bailable warrant.

Learned counsel for the petitioner states that the petitioner could not appear in the Court on the said date due to wrong noting down of

the date.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that trial of the case will take a long time and, therefore, no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in the present petition, the same is allowed. The petitioner is directed to surrender before the trial Court within 10 days from today and on doing so, he shall be released on bail by the trial Court to its satisfaction. If the petitioner fails to appear before the trial Court within the stipulated period, instant petition shall be treated as dismissed.

29.10.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No