

Sr. No.210

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

CRM No. M-48760 of 2017 (O&M)

Date of Decision: 27.02.2018

Sikander

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Deepak Aggarwal, Advocate,
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Instant petition has been preferred under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.85 dated 04.06.2015, under Section 22 of NDPS Act, registered at Police Station Sangat, District Bathinda.

Pleadings on record would indicate that the petitioner after his initial arrest was granted bail but on account of non-appearance before the trial Court on 21.10.2017 the concession of bail was cancelled and the bail bonds/surety bonds were forfeited to the State.

The instant petition came up for preliminary hearing on 20.12.2017 and whereupon contention of the counsel was noticed that non-appearance of the petitioner on 21.10.2017 was due to miscommunication of the date.

Accordingly while issuing notice of motion for today,

petitioner was directed to surrender before the trial Court/Duty Magistrate within a period of two weeks and in the eventuality of the petitioner doing so he was granted interim protection.

Learned counsel appearing for the petitioner during the course of hearing today concedes that the petitioner has not surrendered before the trial Court.

Clearly, the petitioner has repeatedly evaded trial proceedings. His conduct disentitles him from the concession of pre arrest bail.

Petition dismissed.

27.02.2018

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No