

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

CRM-M-53787-2018

Date of Decision: 06.12.2018

BALVIR KAUR

.. Petitioner

Vs.

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Nipun Gupta, Advocate for the petitioner.

...

Inderjit Singh, J. (Oral)

Petitioner-Balvir Kaur has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 seeking grant of anticipatory bail in case FIR No.52 dated 05.05.2018, registered at Police Station Nehianwala, District Bathinda, under Section 21 of the 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 on bail and she absented himself from the court proceedings only on one date i.e. 12.11.2018.

Learned counsel for the petitioner submits that the absence of the petitioner was not intentional.

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 may take a long time and 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, she shall be released on bail by the trial Court to its satisfaction. If she fails to surrender before the trial Court within the stipulated period, instant petition shall be treated as dismissed.

06.12.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No