

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

Criminal Misc.No.M-53856 of 2018 (O&M)

Date of Decision : 06.12.2018

Anil Kumar alias Neelu

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Manoj K.Sharma, Advocate
for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, Punjab.

RAJ SHEKHAR ATTRI, J. (Oral)

The petitioner has preferred the instant petition under Section 438 Cr.P.C., for grant of pre-arrest bail in case FIR No.140 dated 26.10.2016, registered under Section 21 of the Narcotic Drugs & Psychotropic Substances Act, 1985, at Police Station Sadar Hoshiarpur, District Hoshiarpur.

It has been submitted that 45 grams intoxicant powder was recovered from the petitioner which falls within non-commercial quantity and on this ground the petitioner was granted regular bail by the trial court. However, the trial court could not be concluded upto 27.11.2018 and on that date, the petitioner did not appear as some of his relative has expired in his family, therefore, his bail bond/surety bonds were cancelled and forfeited to State and he was summoned through non-bailable warrants.

Heard. The instant petition stands disposed of with a direction to the petitioner to appear before the learned trial court within seven days from today and on doing so, he shall be released on bail by that Court to its

satisfaction. However, he shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C. failing which he shall loose the benefit of bail allowed to him.

06.12.2018
mamta

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable :	Yes/No