

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

**Criminal Misc.No.M-6368 of 2018 (O&M)
Date of Decision : 16.02.2018**

Baljit Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Inder Pal Singh, Advocate
for the petitioner.

RAJ SHEKHAR ATTRI, J. (Oral)

Petitioner has preferred the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.205 dated 04.11.2014, registered under Sections 21 of the Narcotic Drugs & Psychotropic Substances Act, at Police station Jhabal, Tarn Taran.

Notice of motion.

Mr. Karanbir Singh, AAG, Punjab, who is present in Court, has accepted notice on behalf of respondent-State. Complete copy of the paper book has been supplied to him.

Service is complete.

The petitioner was earlier on bail and facing trial. However, trial had not been concluded upto 15.01.2018 as on that day, the petitioner did not appear before the learned trial Court and his bail bonds and surety bonds were cancelled and non-bailable warrants of arrest were issued against them. No notice was given either to the petitioner or his counsel.

To the mind of this Court, before cancellation of bail an

opportunity of being heard should be given to the petitioner. The recovery amounts to non-commercial.

Keeping in view the facts and circumstantiates of the case, the instant petition stands allowed. The petitioner is directed to surrender before the learned trial court on 28.02.2018, the date already fixed before that court and on doing so he shall be released on anticipatory bail by that Court to its satisfaction.

16.02.2018
mamta-M

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	Yes/No
<i>Whether Reportable :</i>	<i>Yes/No</i>