

CRM-M-8743-2018

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-8743-2018

Date of Decision: 28th February, 2018

Kabal Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Ashok Kumar Sama, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for grant of anticipatory bail in the light of registration of FIR No.123 dated 11.07.2014, at Police Station Bahaw Wala, District Fazilka, under Sections 15 and 61 of the Narcotic Drugs and Psychotropic Substances Act, 1985, against him.

It is the contention of the learned counsel for the petitioner that the alleged recovery from the petitioner is 15 Kg. of poppy husk. Petitioner was granted bail by the trial Court and was appearing on each and every date of hearing except for 21.12.2017 and that too, because of illness. Medical certificate dated 20.01.2018 (Annexure P-5) has been appended along with the petition to substantiate the contention that he was unwell because of which he could not appear as he was advised complete bed-rest. His submission is that the petitioner is ready and willing to face trial and it was because of his illness that he had not appeared on the date referred to above. Counsel undertakes that the petitioner will, in future, appear on each

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and every date of hearing and seek no exemption from personal appearance except with prior permission of the Court.

In the light of the statement made by the counsel for the petitioner, in case the assertion as made by the counsel for the petitioner is found to be correct that it was the first absence on the part of the petitioner, the petitioner shall be admitted to interim bail on his appearance before the trial Court on or before 07.03.2018 till the decision on his application filed by him for grant of regular bail with a further condition that he would appear before the trial Court on each and every date of hearing.

The present petition is disposed of accordingly.

28th February, 2018
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

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