

CRM-M-785-2019

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

CRM-M-785-2019

Date of Decision: 11.01.2019

Harjit Singh alias Jita

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Varinder Basa, Advocate,
for the petitioner.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.122 dated 24.12.2017, registered at Police Station Fatehgarh Churian, Tehsil Batala, District Gurdaspur, under Sections 21, 22 and 29(1) of the Narcotic Drugs and Psychotropic Substances Act, 1985.

Notice of motion.

On the asking of Court, Mr. Dhruv Dayal, Sr. DAG, Punjab accepts notice on behalf of the respondent-State and contests this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that the petitioner was earlier on regular bail. On 19.12.2018, he absented himself from the court proceedings; his bail was cancelled and warrant of arrest was issued against him.

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Learned counsel for the petitioner submits that absence of the petitioner from the court proceedings was not intentional, rather he mistook the date of hearing.

Keeping in view the facts and circumstances of the present case 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, he shall be released on bail by the trial Court to its satisfaction. If the petitioner fails to surrender before the trial Court within the stipulated period, instant petition shall be treated as dismissed.

11.01.2019

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No