

In the High Court of Punjab and Haryana at Chandigarh

CRM M-2836-2019
Date of Decision: January 22, 2019

Pargat Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Naveen Sharma, Advocate,
for the petitioner.

Shekher Dhawan, J.

Present petition under Section 438 Cr.P.C. for seeking pre-arrest bail to the petitioner in case FIR No. 105, dated 12.05.2018, registered under Section 21 of NDPS Act at Police Station Kotwali, District Bathinda.

Learned counsel for the petitioner contended that petitioner, who is accused in case under Section 21 of NDPS Act and facing trial at Police Station Kotwali, District Bathinda, have been regularly appearing before the Court after being admitted to bail. However, on the last date i.e. 03.11.2018, he could not appear before the Court as he had wrongly noted the next date of hearing. Otherwise, there was no intention on his part to appear before the Court. Learned counsel further contended that he is ready to appear before the learned Court below and to file fresh bail and surety bonds.

Notice of motion.

On asking of the Court, Mr. Ajay Pal Singh Gill, Deputy

Advocate General, Punjab, accepts notice on behalf of respondent. A copy of paper-book be provided to him during the course of the day.

In view of the grounds taken in the petition, present petition is allowed. Petitioner is ordered to be admitted on bail on filing appropriate application before the learned Court below within a period of 10 days from today and in case, such application is filed, learned Trial Judge shall admit petitioner's bail on furnishing of fresh bail and surety bonds to its satisfaction. However, the learned trial Judge shall be at liberty to complete the proceedings under Section 446 Cr.P.C.

January 22, 2019
vkd

(Shekher Dhawan)
Judge

Whether speaking / reasoned : Yes / No

Whether reportable : Yes / No