

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

CRM-M-14910 of 2019
Date of Decision:01.05.2019

Desh Raj
Versus

....Petitioner

State of Punjab
....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Gursimran Singh, Advocate
for the petitioner.

Mr. C.L. Pawar, Sr. DAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in FIR No. 21 dated 24.04.2018, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Khalra, District Tarn Taran.

On 01.04.2019, while issuing notice of motion, the following order was passed by this Court:

“Contends that on account of some communication gap with the counsel, the petitioner could not appear before the learned trial Court on 15.03.2019 and that led to the cancellation of his bail. Further contends that petitioner is still ready to join the proceedings.

Notice of motion for 01.05.2019.

In the meanwhile, the petitioner is directed to appear before the learned trial Court and in case he moves an application for bail, he would be released on interim bail till the next date of hearing on his furnishing adequate bail and surety bonds to its satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

It is contended by learned counsel for the petitioner that in terms of the order dated 01.04.2019, the petitioner has joined the proceedings before learned trial Court.

On instructions from the police official, who is present in Court, the above factual position is duly acknowledged by learned State counsel.

In view of the above, the order dated 01.04.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

However, it is clarified that the petitioner shall fully co-operate with proceedings before learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

May 01, 2019
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Whether speaking/reasoned	yes/no
Whether reportable?	yes/no