

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

CRM-M-21816-2019 (O&M)

Date of decision : 14.05.2019

Vinod Kumar @ Manoj Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Chandan Singh Rana, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Although the present petition which has been filed for grant of anticipatory bail to the petitioner in FIR No.0137 dated 10.07.2016 registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act (Act No.61 of 1985 dated 16th September, 1985) at Police Station Basti Bawa Khel, District Police Commissionerate, Jalandhar, is not maintainable, once petitioner had appeared before the trial Court and released on regular bail, however, in the interest of justice, this petition is treated as petition under Section 482 of the Code of Criminal Procedure.

Petitioner is an accused in a case under the Narcotic Drugs and Psychotropic Substances Act. The alleged recovery from him falls in non-commercial quantity. The petitioner was released on interim bail on 24.08.2016 waiting for report of the Forensic Science Laboratory. Thereafter, the petitioner was released on regular bail.

Learned counsel for the petitioner contends that the petitioner has been appearing regularly without default before the trial Court except on 18.12.2018 due to wrong date having been noted. He further contends that the petitioner would file an undertaking before the trial Court that he would ensure his presence in future and there shall be no default in attending the hearing.

Keeping in view the aforesaid fact, petitioner is directed to appear before the trial Court within a period of 10 days and apply for grant of regular bail. If such an application is filed, learned trial Court would release the petitioner on furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Jalandhar

Accordingly, the present petition is disposed of.

14.05.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No