

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

CRM-M-23113-2019

Date of Decision:20.05.2019

Mahabir Singh

...Petitioner

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Amit Arora, Advocate for the petitioner.

ANIL KSHETARPAL, J.

Although, this petition is not maintainable, however, in the interest of justice, present petition is treated as a petition under Section 482 of the Code of Criminal Procedure.

Notice of motion.

Mr.Ramdeep Partap Singh, DAG, Punjab, accepts notice on behalf of the State of Punjab.

The petitioner is an accused in a case arising out of Narcotic Drugs and Psychotropic Substances Act, 1985. Recovery from the petitioner is alleged to be of small quantity. He was granted bail. But the petitioner absented himself from the court on 20.08.2018. The court issued non-bailable warrants to secure the presence of the petitioner.

Learned counsel for the petitioner has submitted that the petitioner would appear before the trial court within 10 days and apply for regular bail. He has further submitted that the petitioner has not been declared proclaimed offender. He has also submitted that the challan has been presented on 27.2.2019 and now the case is fixed for 03.08.2019 to await the report of non-bailable warrants. Learned counsel for the petitioner

has further submitted that the petitioner undertakes to appear before the learned trial court on each and every date and would not commit any future default.

Keeping in view the aforesaid facts and circumstances of the present case, the petitioner is directed to surrender before the learned trial court within 10 days and will move an application for being released on regular bail which shall be allowed by the learned trial court on his furnishing fresh bail bonds with surety to its satisfaction.

However, it is made clear that the petitioner would give an undertaking before the learned trial court that in case he commits any default in future, the bail granted shall stand cancelled without any further notice.

Disposed of, accordingly.

20.05.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No