

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

211

CRM-M-48906-2018
Date of Decision : 3.5.2019

Gurpreet Singh @ Kala

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present: Mr. B.S.Toor, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This is a petition under Section 438 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 112 dated 17.4.2015 under Sections 15/18/21/22 of Narcotic Drugs and Psychotropic Substance Act, 1985.

Counsel for the petitioner states that the petitioner had faced the trial and throughout the trial he has not misused the concession of bail. He further states that only on one occasion he could not appear i.e. on 17.3.2018 because the petitioner wrongly noted down the next date of hearing as 17.4.2018 whereas it was 17.3.2018. His bail bonds and surety bonds were cancelled and the surety amount was forfeited. Then, the petitioner surrender before the Trial Court on 4.7.2018 and since then he is in custody. He further states that the petitioner will never move any application for exemption and will appear on each and every date as and

when his presence is required.

In my opinion, in case above statement is correct, then one lapse can be condoned. Resultantly, in view of the statement made by the counsel for the petitioner, it is directed the the petitioner be released on bail to the satisfaction of the Trial Court. However, it is made clear that in case the petitioner does not fulfil the undertaking given by the counsel for the petitioner before the Court, his bail would be liable to be dismissed.

The petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

3.5.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No