

CRM-M-26943-2019

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

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Date of Decision: 15.07.2019

Imran alias Soni

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Mandeep Kumar Dhot, Advocate,
for the petitioner.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this second petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in a case FIR No.98 dated 14.09.2017, registered at Police Station City-I, Malerkotla, District Sangrur, under Section 15 of the NDPS Act, 1985.

Notice of motion.

On the asking of this Court, Mr. Prabhjot Singh Walia, AAG, Punjab, accepts notice on behalf of the respondent-State and contests this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

Perusal of record shows that the petitioner absented himself from the court proceedings on 26.03.2019, following which his bail was cancelled and warrants of arrest were issued against him. The next date

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before the trial Court is stated to be 20.07.2019.

Learned counsel for the petitioner submits that the petitioner was lodged in jail in some other case and, therefore, he could not appear before the trial Court on the date fixed. He further submits that absence of the petitioner from the trial court was not intentional.

The trial of case may take a long time. No useful purpose will be served by sending the petitioner to custody and then to keep him in custody till the final disposal of the case. Therefore, finding merit in the present petition, the same is allowed. The petitioner is directed to surrender before the trial Court on or before 20.07.2019. On his doing so, he shall be released on bail by the trial Court to its satisfaction. If he fails to surrender before the trial Court within the stipulated period, then this petition shall be treated as dismissed.

15.07.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No