

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

**CRM-M-40181-2019  
Date of decision: 19.10.2019**

**Avtar Singh @ Kaka**

**...Petitioner**

**Versus**

**State of Punjab**

**...Respondent**

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. C. S. Rana, Advocate  
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

**ARVIND SINGH SANGWAN, J. (Oral)**

Prayer in this petition is for setting aside the order dated 02.07.2019 passed by the trial Court, vide which bail of the petitioner was cancelled and his bail/surety bonds were directed to be forfeited to the State and he has been summoned through non-bailable warrants in FIR No.140 dated 23.07.2015 under Sections 22/61/85 of NDPS Act, registered at Police Station Division No.6 Indust Area, District Ludhiana City.

On 19.09.2019, the following order was passed:

“Learned counsel for the petitioner submits that the petitioner was granted regular bail and is facing the trial and the case is now fixed for defence evidence, however, on account of noting a wrong date, he could not appear before the trial Court and his bail/surety bonds were forfeited. It is further submitted that the petitioner is ready to surrender before the trial Court and apply for fresh bail.

Notice of motion for 19.10.2019.

In the meantime, petitioner is directed to surrender before the trial Court within a period of 10 days from

today and the trial Court will release him on interim bail subject to his furnishing fresh bail/surety bonds and on payment of costs of Rs.3,000/- to be deposited with the District Legal Services Authority, concerned.”

Learned counsel for the State, on instructions from ASI Sona Singh, submits that despite having been granted relief by this Court, vide order dated 19.09.2019, the petitioner has not surrendered before the trial Court. This fact is not disputed by learned counsel for the petitioner.

In view of the above, since the petitioner has not complied with the direction of this Court as he has not surrendered before the trial Court, the present petition is hereby dismissed.

**19.10.2019**

*Waseem Ansari*

**(ARVIND SINGH SANGWAN)  
JUDGE**

*Whether speaking/reasoned*

*Yes/No*

*Whether reportable*

*Yes/No*