

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

**CRM-M No.40404 of 2019 (O&M)
Date of Decision: 24.10.2019**

Kanwarbir Singh @ Kunwar Bir Singh @ Cammy

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Gursimran Singh Bawa, Advocate for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab for the respondent.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.117 dated 07.05.2018, under Sections 21/29 of the Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Gate Hakima, Amritsar District, Police Commissionerate Amritsar.

This Court, while issuing notice of motion on 20.09.2019, passed the following order:-

“ Contends that on account of ill-health of the petitioner, an application was prepared for exemption from personal appearance but the same could not be filed before the learned trial Court on account of some miscommunication and that resulted in passing of the order dated 27.08.2019, whereby non-bailable warrants have been issued against the petitioner.

Notice of motion for 24.10.2019.

In the meanwhile, the petitioner is directed to surrender before the learned trial Court. In the event of his doing so, learned trial Court would admit him to interim bail till the next date of hearing subject to his furnishing adequate bail and surety bonds to its satisfaction. ”

Contents that in terms of above order dated 20.09.2019, passed by this Court, petitioner has already joined the proceedings and regularly appearing before learned trial Court.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from S.I. Jarnail Singh.

In view of above, interim order dated 20.09.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

It is made clear that the petitioner shall fully co-operate with the learned trial Court and will not seek unnecessary adjournments.

The above observations may not be considered as an expression of opinion on the merits of the case.

October 24, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>