

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

103

CRM-M-51115-2019(O&M)

Date of decision : 02.12.2019

MAJOR SINGH

..Petitioner

versus

STATE OF PUNJAB

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. K.B.S.Mann, Advocate, for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Petitioner prays for grant of pre-arrest bail in a criminal case arising out from FIR No.105, dated 01.08.2017, registered under Section 15 of the NDPS Act, 1985, at Police Station Kabarwala, District Sri Muktsar Sahib.

Petitioner was granted concession of regular bail, however, he did not appear before the Court on 11.09.2019, forcing the court to cancel the bail order and forfeit of bail bonds and surety bonds to the State.

Learned counsel for the petitioner submits that the petitioner had fell from the bicycle and was advised bed rest. He further relies upon an order passed in the case of a co-accused. From perusal of the alleged medical certificate, it is not clear as to whether petitioner did suffer from any serious injury or not? Still further, no intimation was given in this regard to the court.

As regard, reliance by learned counsel for the petitioner on the order passed in CRM-M-39705-2019, dated 18.09.2019, it may be noticed that case of the each accused depends on the facts averred. Hence, petitioner cannot claim parity.

Keeping in view the aforesaid facts, this court is not inclined to grant concession of pre-arrest bail to the petitioner. However, if the petitioner surrenders before the trial court within one week from today and applies for bail, the same shall be decided within 3 days, thereafter.

Disposed of accordingly.

December 02, 2019
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(ANIL KSHETARPAL)
JUDGE

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