

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

**CRM-M-50532-2019
Date of decision: 19.12.2019**

Lakhvir Singh @ Lakhi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. T. S. Salana, Advocate
for the petitioner.

Mr. Jagmohan Ghuman, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.56 dated 20.04.2017 registered under Section 18 of the NDPS Act at Police Station Sirhind, District Fatehgarh Sahib.

On 28.11.2019, the following order was passed:

“Counsel for the petitioner has argued that the petitioner was granted the concession of regular bail on 30.07.2018 and he was regularly appearing before the Court, however, on 16.09.2019, on account of noting a wrong date, he absented from the Court proceedings and his bail/surety bonds have been forfeited and thereafter, non-bailable warrants have been issued against him. Counsel for the petitioner further argued that the petitioner undertake to appear before the trial Court and face the proceedings, in accordance with law. Notice of motion for 19.12.2019. In the meantime, the petitioner is directed to appear before the trial Court and the trial Court will release the petitioner on interim bail subject to his furnishing fresh bail/surety bonds and on payment of costs

of Rs.5,000/- to be deposited with the District Legal Services Authority, Fatehgarh Sahib. The payment of costs shall be a pre-condition before accepting the bail/surety bonds of the petitioner.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 28.11.2019, has already appeared before the trial Court and he has been released on interim bail and he has also deposited the costs of Rs. 5,000/- as imposed by this Court. A certified copy of the order passed by this trial Court in this regard is also placed on record.

Learned counsel for the State, on instructions from the Investigating Officer, has not disputed the aforesaid fact.

In view of the above, the present petition is allowed and order dated 28.11.2019 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

19.12.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No