

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

105

CRM-M-52312-2019

Date of Decision: 09.12.2019

Angrej Singh and Anr.

.....Petitioner

versus

State of Punjab

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

Present: Mr. Deepak Gupta, Advocate
for the petitioners.

HARINDER SINGH SIDHU, J.

This is a petition filed under Section 438 CrPC seeking pre-arrest bail in case FIR No 76 dated 30.08.2016 under Sections 21/22 NDPS Act, registered at Police Station Bajakhana, District, Faridkot.

Learned counsel for the petitioner submits that petitioner No.1 was granted anticipatory bail in the said case vide order dated 15.11.2016 and the petitioner No.2 was granted regular bail by the Trial Court. Since 2016 the petitioner was regularly appearing before the Trial Court. However, on account of failure to appear before the court on 16.10.2019 their bail bonds were cancelled and bail bonds/surety bonds forfeited to the State and arrest warrants of the petitioners were issued. Ld. counsel for the petitioner/s contends that non-appearance of the petitioners was not intentional and was due to circumstances beyond their control. One of their close relative had died on 06.10.2019. His only son was residing in Dubai. There was no one in the family to make arrangements for his bhog ceremony which was held on 19.10.2019. The petitioner, even failed to inform their counsel to move an application for the exemption.

In these circumstances, it is directed that the petitioners shall appear before the Trial Court on or before 20.12.2019 and on their doing so, the Trial Court shall admit them to bail to its satisfaction. It shall further be subject to payment of costs Rs.2500/- by each petitioner to the District Legal Services Authority, Faridkot. The petitioners shall continue to appear before the Trial Court on each and every date without any default.

The peititon is accordingly disposed of.

December 09, 2019

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(HARINDER SINGH SIDHU)
JUDGE

Whether speaking/reasoned :

Yes/No

Whether Reportable :

Yes/No