

CRM-M-52734-2019

Date of Decision: 11.12.2019

Lakhwinder Singh @ Lucky

...Petitioner

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL**Present:** Mr.Amit Arora, Advocate for the petitioner.
Mr.Hittan Nehra, Addl. A.G., Punjab.**ANIL KSHETARPAL, J.**

Although, the present petition seeking pre-arrest bail is not maintainable, however, in the interest of justice, this petition is treated as having been filed under Section 482 Cr.P.C.

The petitioner is accused in a criminal case arising from FIR No.309 dated 29.11.2018 registered under Sections 21, 25 and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station City Tarn Taran. The petitioner was granted bail vide order dated 02.02.2019. However, on account of his non-appearance in the court on 11.09.2019, the bail was cancelled and court forfeited the bail bonds and surety bonds.

Learned counsel for the petitioner relies upon an OPD Slip (Annexure P-4), certifying that the petitioner was admitted in the hospital from 02.09.2019 to 16.09.2019.

Notice of motion.

On the asking of Court, Mr.Hittan Nehra, Addl. A.G., Punjab, accepts notice.

In the considered view of this Court, the present petition can be conveniently disposed of at this stage itself.

Learned counsel for the petitioner submits that the petitioner is ready to surrender before the concerned court within a period of 10 days and furnish fresh bail bonds with surety of like amount to the satisfaction of trial court.

Keeping in view the aforesaid facts, the present petition is disposed of with a direction to the petitioner to appear before the learned trial court within 10 days and furnish fresh bail bonds with surety of like amount to the satisfaction of the learned trial court. Petitioner would also be required to file an affidavit to the effect that he will never remain absent on any date of hearing except when exemption is granted by the court in advance.

This order is conditional and would enure to the benefit of the petitioner only if he complies with the undertaking.

Disposed of accordingly.

11.12.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No