

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

CRM-M-53871-2019(O&M)

Date of decision: 20.12. 2019

Harjit Singh @ Sonu

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Amit Arora, Advocate for the petitioner
Mr. S.P.S.Tinna, Addl. AG, Punjab

ANIL KSHETARPAL, J. (ORAL)

Although petition under Section 438 Cr.P.C is not maintainable once the petitioner had surrendered before the Trial Court and was released on regular bail, however, on the oral request of the learned counsel for petitioner present petition is stated to have been filed under Section 482 Cr.P.C.

Petitioner is accused in a criminal case arising from FIR No.46 dated 16.5.2017 registered under Section 22 of NDPS Act at Police Station Sarhali, District Tarn Taran. He was granted concession of bail. On 11.4.2019 petitioner was not present and hence he was directed to be summoned through non-bailable warrants.

Learned counsel for the petitioner contends that petitioner could not come present on the date fixed due to mis-communication.

Learned counsel for the petitioner submits that the petitioner is ready to surrender before the Trial Court.

If the petitioner surrenders before the Trial Court within a period of 15 days from today and furnishes bail bonds with surety of the

like amount to the satisfaction of the Court, the Court would release the petitioner on bail. Petitioner shall also be required to file an affidavit that he shall not remain absent in future unless exemption from personal appearance has been granted in advance. It is made clear that this order shall enure to the benefit of the petitioner only if he complies with the aforesaid conditions.

Disposed of.

20.12. 2019

rekha

Whether speaking/reasoned

Whether Reportable

(ANIL KSHETARPAL)

JUDGE

Yes / No

Yes / No