

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

101

CRM-M-5964-2020.

Date of Decision: 11.02.2020.

Amrik Singh

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Kulwinder Singh, Advocate for the petitioner.

Lalit Batra, J.(Oral)

Present petition under Section 438 Cr.P.C. is for grant of pre-arrest bail in F.I.R. No.17 dated 31.03.2017 under Section 15 of the N.D.P.S. Act, 1985, registered at Police Station Sadar Budhlada, District Mansa.

Learned counsel for the petitioner *inter alia* contends that though petitioner used to appear before trial Court on each and every date of hearing but on account of default at his instance occurred on 22.01.2020, thus, on cancellation of his bail bonds, his presence is being secured through warrant of arrest returnable for 12.03.2020. He further submits that petitioner wants to join proceedings before trial Court and he may be enlarged on bail.

Notice of motion.

At the asking of Court, Mr. Harpreet Singh Multani, Assistant

Advocate General, Punjab, accepts notice on behalf of respondent-State.

In view of above, as on account of default occurred at the instance of petitioner, which took place on 22.01.2020, after cancellation of bail bonds of petitioner, his presence is being secured through warrant of arrest returnable for 12.03.2020. Petitioner has shown his keenness to participate during course of trial. In this view of the mater, but without commenting anything on the merits of the case, instant petition for grant of pre-arrest bail to the petitioner is disposed of in the manner that petitioner shall surrender before trial Court within a week positively from today and on surrender, he shall be enlarged on bail as per terms and conditions set out by the trial Court. However, it is made clear that trial Court is at liberty to initiate proceedings under Section 446 Cr.P.C. against the petitioner in accordance with law. Meanwhile, no coercive steps shall be initiated against the petitioner pursuant to warrant of arrest already issued against him.

(LALIT BATRA)
JUDGE

11.02.2020

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No