

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CRM-M-26445-2020

Date of decision : September 7, 2020

(Through Video Conferencing)

Ram Kesh

..... Petitioner

Versus

State of Punjab

..... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr.Keshav Partap Singh Advocate
for the petitioner.

Ms. Rashmi Attri, AAG., Punjab.

Manjari Nehru Kaul, J (oral).

The present petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No. 171 dated 13.11.2016 under Sections 15,61,85 of NDPS Act registered at Police Station City Samana.

Learned counsel for the petitioner contends that the after the arrest of the petitioner in FIR No. 171 dated 13.11.2016 which was registered on the basis of secret information and alleged recovery of 20 kg of Poppy husk was effected from his car, he was released on bail by the trial court on 14.12.2016.

Learned counsel further contends that the petitioner had been continuously and regularly appearing before the Court on each and every date, however, he was unable to attend the Court on 3.9.2019 as he was arrested in another case under Sections 8 and 16 of NDPS Act and Section 307 IPC at Dehradun, as a result of which his bail bonds were cancelled

and he was declared a Proclaimed Offender on 29.10.2019. He further submits that the petitioner has since been released on bail by the court concerned at Dehradun on 28.1.2020 and now he is willing to appear and surrender before the trial court at Patiala and face trial.

Notice of motion.

On the asking of Court, Ms. Rashmi Attri, AAG., Punjab accepts notice.

Heard learned counsel for the parties and perused the material on record.

The petitioner is directed to surrender before the trial Court/Illaq Magistrate on or before 11th September, 2020. Meanwhile, till the surrender of the petitioner before the trial Court/Illaq Magistrate, no coercive steps shall be taken against him by the police. However, on his appearance before the Court concerned, the trial Court shall proceed against him in accordance with law. It is made clear that in case the petitioner fails to surrender as directed, this order shall be of no avail to him.

Disposed of.

(MANJARI NEHRU KAUL)
JUDGE

September 7, 2020
archana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No