

In the High Court of Punjab and Haryana at Chandigarh

CRM-M No. 28752 of 2020

Date of Decision: 22.9.2020

Ranjit Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Liaqat Ali, Advocate
for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

This is a petition under Section 438 Cr.P.C. for anticipatory bail in FIR No. 337 dated 16.8.2018 under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Salem Tabri, District Police Commissionerate Ludhiana.

Learned counsel for the petitioner submits that the petitioner was granted interim bail by this Court vide order dated 03.12.2018. He further submits that the petitioner was not having the intimation of filing the challan by the police on 13.5.2019 and the bail bonds and surety bonds of the petitioner was cancelled by the trial Court and non-bailable warrants of arrest were issued. Learned counsel further submits that the petitioner is ready to surrender before the trial Court and he will move an application for regular bail before the trial Court.

Notice of motion.

On the asking of the Court, Amit Mehta, Sr. DAG, Punjab

accepts notice on behalf of the State.

The objective of the coercive mechanism prescribed under the Code of Criminal Procedure is to ensure that the accused remains present before the Court to receive the orders and punishments as are passed qua the accused. If the accused shows his sincere intention and desire to appear before the Court, then it would not be unjustified to protect him from being arrested.

Without commenting on the merits of the case, this petition is disposed of with a direction to the petitioner to surrender before the trial Court within 10 days from today. In case, the petitioner moves an application before the trial Court for regular bail, the same shall be decided by the trial Court within a week.

(HARNARESH SINGH GILL)
JUDGE

September 22, 2020
Gurpreet

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No