

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

(Heard through VC)

CRM-M-41498 of 2020 (O&M)
Date of Decision: December 10, 2020

Ranjit Singh

...Petitioner

Versus

State of Punjab

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. H.S. Batth, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

Counsel for the petitioner herein prays for grant of anticipatory bail to the petitioner in FIR No.76 dated 06.09.2016, under Sections 21, 29 of NDPS Act, registered at Police Station Sadar Moga, District Moga.

Counsel for the petitioner herein challenges the order dated 19.10.2019 by which order bail allowed to him stood cancelled and his bail bond and surety bond were forfeited to the State. Counsel for the petitioner would contend that he had been allowed regular bail by this court by an order dated 09.12.2016 in CRM-M-43121-2016 and thereafter, had been facing the trial regularly along with the co-accused. They were present in the court on 19.10.2019 when arguments in the said case have been heard, after their defence evidence had been recorded. It is contended that they were informed by the Clerk of their counsel that they stood acquitted and thereafter, they left the court premises. Mr. Batth, categorically states that

there was no intention of the petitioner to evade his presence before the court because they were present on that date itself. It is argued that only after his co-accused were arrested that he came to know about warrants of arrest issued against him and that he has been declared as proclaimed offender by an order dated 10.01.2020. Counsel for the petitioner argues that the petitioner is ready to submit to the proceedings that have been initiated against him and that he will surrender before the trial court within a week and on his surrender, his application for bail be considered.

Notice of motion.

At this stage, Mr. Amit Mehta, Sr. DAG Punjab, who is appearing through the medium of video conferencing, accepts notice on behalf of the respondent-State.

I have heard learned counsel for the parties.

Under the facts and circumstances of the present case, this court deems it appropriate to direct the petitioner herein to surrender before the trial court within a week from today and move an application for grant of bail, which application will be considered by the trial court expeditiously preferably within a period of one week thereafter.

The petition stands disposed of in the aforesaid terms.

Consequently, the order declaring the petitioner herein as proclaimed offender is hereby set aside.

December 10, 2020

vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No