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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-38985-2019
Date of decision-30.01.2020

Jaspal Singh

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. D.S.Sandhu, Advocate for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

MANOJ BAJAJ, J.

Petitioner-Jaspal Singh has filed this petition under Section 438 Cr.P.C for grant of anticipatory bail in case FIR No.124 dated 18.10.2018 under Sections 15 and 25 of Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Sadar, Kapurthala, District Kapurthala.

On 13.09.2019, the following order was passed:-

“Learned counsel for the petitioner contends that the petitioner was granted the concession of pre arrest bail vide order dated 27.05.2019. According to him, during the investigation, the petitioner was on anticipatory bail and after submission of final report, the petitioner could not appear and had again applied for grant of anticipatory bail which has been declined vide order dated 31.08.2019. Learned counsel contends that the trial Court has observed that the alleged contraband was recovered from the applicant-accused and therefore, the concession of bail was declined, by completely ignoring the background of the case.

Notice of motion for 30.01.2020.

In the meantime, if the petitioner appears before the trial Court within a period of one week, he

shall be admitted on interim regular bail.”

Learned counsel for the petitioner submits that in compliance of the order dated 13.09.2019, the petitioner submitted himself before the Court on 18.09.2019 who has been released on interim regular bail upon furnishing the requisite bail bonds and surety bonds.

On the other hand, learned State counsel on instructions from ASI Kamaljit Singh does not dispute this fact that the petitioner has appeared before the trial Court on 18.09.2019 and furnished the bail bonds and surety bonds.

Considering above, the petition is allowed and petitioner is allowed to remain on the same bail bonds and surety bonds furnished by him before the trial Court on 18.09.2019.

Disposed off.

(MANOJ BAJAJ)
JUDGE

30.01.2020

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No