

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

**CRM-M-11880-2020
Date of decision: 08.07.2021**

Bobby

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. A. S. Manaise, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

(through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 50 dated 10.07.2019, registered under Sections 21, 22, 29 of the NDPS Act at Police Station Fatehgarh Churian, Police District Batala, District Gurdaspur.

Learned counsel for the petitioner submits that petitioner along with a co-accused Deepak Masih @ Deepak were on bail as reflected in zimini orders dated 09.01.2020, 29.01.2020 and 24.02.2020 when the challan was presented and thereafter, the case was fixed for framing of charges.

Learned counsel further submits that on account of noting a wrong date, both the accused could not appear before the Court and their bail/surety bonds were cancelled.

Learned counsel further submits that co-accused Deepak Masih @ Deepak has already been granted concession of interim anticipatory bail

by this Court, subject to the condition that he will surrender before the trial Court and apply for fresh and will also pay the cost of Rs. 5000/-, vide order dated 04.03.2020 passed in CRM-M-9515-2020.

Learned counsel further submits that petitioner is also ready to surrender before the trial Court; apply for fresh bail and face the trial.

Learned State counsel, upon instructions from ASI Nand Lal, submits that co-accused Deepak Masih @ Deepak has already appeared before the trial Court in compliance with aforesaid order.

In view of the above, the present petition is allowed and the petitioner is directed to surrender before the trial Court within a period of 15 days from today and on doing so, the trial Court shall release him on interim bail subject to his furnishing bail/surety bonds and on payment of Rs. 5,000/- as costs, to be deposited with District Legal Services Authority, concerned.

The payment of costs shall be a pre-condition before accepting the bail/surety bonds of the petitioner.

Since this petition is disposed of, it is made clear that in case the petitioner fails to appear before the trial Court on or before 23.07.2021, this petition shall be deemed to be dismissed without any further order.

08.07.2021

Wasim Asuri

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No