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

**CRM-16910-2021 in/and
CRM-M-18778-2021
Date of Decision:06.07.2021**

Sandeep Kumar @ Babbu @ Undertakerapplicant/Petitioner
Vs.
State of PunjabRespondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr. Umesh Kumar Kanwar, Advocate
for the applicant/petitioner.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab.

AMOL RATTAN SINGH, J. (Oral)

Case heard via video conference.

CRM-16910-2021

Pursuant to the order dated 26.05.2021, this application has been filed seeking to place on record the *zimni* orders passed by learned trial court prior to the order by which the petitioners' bail bonds were ordered to be forfeited.

Notice in the application.

Mr. Sidakmeet Singh Sandhu, AAG, Punjab, accepts notice at the asking of the court on behalf of the respondent State.

The application is allowed, subject to all just exceptions and the aforesaid orders, passed between 10.07.2019 and 22.04.2021, are ordered to be taken on record as Annexure P-5 (colly) with the accompanying petition.

CRM-M-18778-2021

By this petition, the petitioner seeks the concession of 'anticipatory bail', upon FIR no.11 dated 25.01.2019, having been registered at Police Station Bhargo Camp, District Jalandhar, alleging therein the

of the NDPS Act. He seeks such relief after quashing of the order dated 01.08.2019, vide which non-bailable warrants have been issued by the trial court to secure his presence.

The petitioner having jumped bail thereby leading to the order being passed forfeiting his bail bonds, and there being several other criminal cases registered against him as per the instructions of learned State counsel, I see no ground to entertain this petition which is consequently dismissed.

Obviously, upon the petitioner surrendering before the trial court and filing any petition under the provisions of Section 439 Cr.P.C., that would be decided on its own merits.

It is of course to be noticed that counsel for the petitioner has argued that on 10.07.2019, the petitioner had noted the next date of hearing to be in December, 2019 and that in November, 2019, he was convicted for the commission of an offence punishable under various provisions of the IPC and sentenced to undergo rigorous imprisonment for one year which sentence he completed in August, 2020.

Even taking that contention into consideration, the petitioner should thereafter at least have immediately surrendered before the trial court and explain the situation to it.

However, he has thereafter also filed this petition only at the end of April, 2021, with it also being difficult to believe that he had noted a wrong date of hearing in July 2019, that being the usual excuse in such cases.

July 06, 2021

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

Whether speaking/reasoned : YES/NO
Whether Reportable : YES/NO