

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

102

CRM-M-35957 of 2021

Date of Decision: 07.09.2021

Raja @ Raj and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Ms. Satpreet Grewal, Advocate, for the petitioners.
Mr. Rana Harjasdeep Singh, DAG, Punjab

Amol Rattan Singh, J. (Oral)

Case heard by way of video conferencing.

By this petition, filed under the provisions of Section 438 of the Cr.P.C, the petitioners seek the concession of anticipatory bail, upon FIR no.0045, dated 28.03.2019, having been registered at Police Station Garhshankar, District Hoshiarpur, alleging therein the commission of an offence punishable under Sections 22/ 61/85 of the NDPS Act, 1985.

Learned counsel for the petitioners submits that the petitioners having been earlier admitted to bail by the learned trial court, now, because they did not appear before that court, non-bailable warrants have been ordered to be issued to secure their presence, vide the order dated 02.08.2021 (copy Annexure P-2).

A perusal of the said order shows that non-bailable warrants having been issued already on an earlier date, they were shown to have been returned un-served, with fresh non-bailable warrants ordered to be issued, returnable now on 27.09.2021.

Obviously, the petitioners having failed to appear before the trial court on two consecutive dates, this petition does not deserve to be entertained, which is consequently dismissed.

Upon the petitioners surrendering/appearing before the trial court and filing any petition under the provisions of Section 439 of the Cr.P.C., that petition would naturally be considered wholly on its own merits by the trial court, as expeditiously as possible.

07.09.2021
vcgarg

(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes
Whether reportable: No