

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SANJIV KUMAR SHARMA
2021-10-14 20:52
I attest to the accuracy and
authenticity of this document

CRM-M-43565-2021

Date of decision : 14.10.2021

Gurjit Singh

..... Petitioner (s)

Versus

State of Punjab

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. K.S. Brar, Advocate
for petitioner (s).

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HARINDER SINGH SIDHU, J.

Petitioner is an accused in FIR No. 137 dated 18.8.2018 registered under Section 15 of NDPS Act, 1985 at Police Station Navi Baradari, District Jalandhar.

As per allegations in FIR, 22 kilo 200 grams poppy husk was recovered from petitioner. The recovery is non commercial.

Vide order dated 25.10.2018 of learned Judge, Special Court, Jalandhar, petitioner was released on interim bail. Thereafter he was regularly appearing before the trial Court. However, on 9.3.2021, he could not appear before the trial Court because of which his bail bonds and surety bonds were cancelled. The petitioner was directed to be summoned through nonailable warrants.

Learned counsel for petitioner states that non appearance of petitioner before the trial Court was not intentional. Infact, on account of COVID 2019, the personal appearance of accused was not insisted upon. He was not aware that after 9.3.2021, the restrictions on the personal appearance of accused have been withdrawn. Petitioner is ready and willing to appear before the trial Court and face trial.

Notice of motion.

Mr. Amitoj Singh Dhaliwal, DAG Punjab accepts notice on behalf of State.

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Accordingly, petitioner may appear before trial Court on or before 1.11.2021. On his doing so, he shall be released on interim bail by trial Court to its satisfaction. This shall however be subject to petitioner's depositing an amount of Rs. 5000/- (Rupees five thousand only) in Shaheed Ajit Singh Police Welfare Fund which is a Government fund for the welfare of police personnel. The petitioner shall also file an undertaking to appear before the trial Court as and when directed.

Disposed of.

(HARINDER SINGH SIDHU)
JUDGE

14.10.2021
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No