

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

**CRM-M-No.50012 of 2021
Date of Decision : 30.11.2021**

HC Balbir Singh No.2137/LDH ...Petitioner

Versus

State of Punjab ...Respondent

CORAM : HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Sukhjit Singh, Advocate
for the petitioner.

ANOOP CHITKARA, J (ORAL)

The limited prayer for which the petitioner has come up before this Court is for recalling of warrants of arrest and for grant of anticipatory bail in case FIR No.29, dated 16.02.2020, under Sections 21/61/85 of Narcotic Drugs and Psychotropic Substances Act, 1985 registered at P.S. STF, District STF Wing, SAS Nagar, Mohali, Punjab.

Notice of motion.

At the asking of the Court, Mr. Harsimar Singh Sitta, learned Assistant Advocate General, Punjab appears on behalf of the State, waives service and accepts notice.

Given the nature of allegations, no reply/response is required from the State of Punjab.

A perusal of the impugned order dated 11.11.2021, reveals that despite the matter being called repeatedly, the accused did not turn up which led to issuance of warrants of arrest against him.

Learned counsel for the petitioner contended that the petitioner was suffering from Dengue and due to this reason, he could not appear before the concerned Court. This argument finds reference in Paragraph

No.3 of the petition.

Given above, there is no justification to arrest of the petitioner. Consequently, the present petition is allowed. The impugned order dated 11.11.2021 is set aside and the bail bonds furnished by the petitioner are revived. There is no need to furnish fresh bail bonds unless the trial Court so desires.

Learned counsel for the petitioner assures this Court that the petitioner shall appear before the concerned Court on the next date of hearing.

Petition **allowed.**

(ANOOP CHITKARA)
JUDGE

November 30, 2021
Manpreet

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No