

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

**CRM-M-52505-2021
Date of decision: 16.12.2021**

Rajbir Singh**...Petitioner**

Versus

State of Punjab**...Respondent****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Mr. Tarun Sharma, Advocate
for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

This is the second petition that has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No. 260 dated 13.12.2019, registered under Sections 22, 25 of the NDPS Act, (Section 29 of the NDPS Act added later on) at Police Station City Jagraon, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner was earlier granted the concession of anticipatory bail by this Court, vide order dated 24.08.2020 passed in CRM-M-24057-2020.

It is further submitted that the petitioner was regularly appearing before the trial Court, however, he absented from the Court proceedings on 07.11.2021 as he was suffering from chest infection and was admitted in the hospital and in the meantime, the bail bonds of the petitioner were cancelled by the trial Court, vide order dated 08.11.2021.

Learned counsel further submits that the petitioner is ready to

surrender before the trial Court and apply for grant of fresh bail.

Learned State counsel relies upon order dated 20.11.2020 passed in Special Leave to Appeal (Crl.) NO. 5385/2020 titled as Manish Jain vs. Haryana State Pollution Control Board, wherein Hon'ble Supreme Court has directed that if the petitioner surrenders within two weeks and apply for regular bail, the same will be considered by the trial Court on the same date.

In view of the above, the present petition is disposed of.

The petitioner is directed to surrender before the trial Court within a period of two weeks from today and in case he files an application for grant of regular bail, the same shall be decided by the trial Court on the same day.

Till the time, the petitioner surrenders before the trial Court, his arrest shall remain stayed.

16.12.2021

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No