

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

120

CRM-M-2101-2022

Date of decision : 18.01.2022

SAMANDEEP KAUR @ SUMAN

.....Petitioner

Versus

STATE OF PUNJAB

....Respondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present : Mr. Mikhail Kad, Advocate
for the petitioner.

SANT PARKASH, J. (ORAL)

The case has been taken up for hearing through video conferencing.

The petitioner has filed the present petition for quashing of impugned order dated 22.09.2021 (Annexure P-3) vide which bail granted to the petitioner in case, FIR No. 13, dated 10.02.2020 registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Sandaur, District Malerkotla has been cancelled and non bailable warrants have been issued against the petitioner.

As per the case of prosecution, the police officials apprehended the petitioner with 230 intoxicant tablets of clovidol-100 SR and 50 intoxicant tablets of Alpranof 0.5 and the aforesaid FIR was registered.

The petitioner was admitted on regular bail by the learned

trial Court vide order dated 18.02.2020.

During trial, the accused-petitioner absented herself and vide impugned order dated 22.09.2021, the bail order dated 18.02.2020 was cancelled and personal and surety bonds were forfeited to the State. The accused/petitioner was summoned through non-bailable warrants for 02.11.2021.

The petitioner has pleaded in the petition that she has one and half year child who is suffering from fever and due to ill health of the child she was not able to appear before the trial Court. Her non appearance was neither intentional nor willful but only due to the circumstances as mentioned above and she undertakes to appear on each and every date during trial, in future.

Learned Counsel for the petitioner has submitted that the petitioner is ready and willing to surrender before the concerned Court and join the proceedings and the impugned order dated 22.09.2021 (Annexure P-3) be set aside.

Notice of motion.

Mr. Tanvir Joshi, AAG, Punjab has accepted notice on behalf of respondent-State of Punjab.

Learned State Counsel has no objection if the petitioner is directed to surrender before the concerned Court and join the proceedings.

In view of the facts and circumstances of the case, the petitioner is directed to surrender before the learned trial Court on or before 31.01.2022 and she will file an application for regular bail,

which shall be decided by the learned trial Court, in accordance with law and till then the arrest of the petitioner shall remain stayed.

With the aforesaid directions, the present petition stands disposed of.

18.01.2022
kavneet singh

(SANT PARKASH)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No