

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

CRM-M-5438-2020

Date of decision-11.01.2022

Kanwaljeet Singh @ Kaku ...Petitioner

Vs.

State of Punjab ...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioner.

Mr. Ramandeep Singh Sandhu, Sr.DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.0088 dated 05.08.2019, under Sections 21, 25 and 61 Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station: City Payal, District Ludhiana.

There is no representation on behalf of the petitioner.

This Court while issuing notice of motion to the respondent-State on 07.02.2020 had extended the interim protection to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner states that the case is pertaining to the recovery of 30 grams of heroine the petitioner was granted bail by Judge, Special Court, Ludhiana. However, on 29.01.2020 the petitioner has absented from the proceedings and consequently the bail order was cancelled, bail bonds/surety bonds were also cancelled and forfeited to the State and he has

been ordered to be summoned through non-bailable warrants for 27.04.2020. The reason assigned for non appearance is to the effect that the petitioner had mistaken the date of hearing. It has been stated that the challan is yet to be presented.

Notice of motion for 17.03.2020.

Meanwhile, the petitioner is directed to surrender before the Ld. Illaqa Magistrate/Trial Court within a period of 15 days and on his doing so, he shall be admitted on interim bail to the satisfaction of the Ld. Trial Court/Duty Magistrate concerned.”

Learned State counsel who is assisted by ASI Gurmeet Singh has stated that after passing the above order, the charges were framed against the accused and trial has commenced. According to him, the order dated 07.02.2020 has been complied with by the petitioner.

Considering the above, the petition is allowed and it is ordered that the petitioner would continue to remain on regular bail on the same bail bonds and surety bonds furnished before the trial Court pursuant to the order dated 07.02.2020.

(MANOJ BAJAJ)
JUDGE

11.01.2022

vanita	Whether speaking/reasoned :	Yes	No
	Whether Reportable :	Yes	No