

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

114

CRM-M-6926 of 2022

Date of Decision: February 18, 2022

Gurpreet Singh alias Gopi

.....Petitioner(s)

Vs.

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Kulwant Singh Dhanora, Advocate
for the petitioner.

Mr. Rehatbir Singh Mann, DAG, Punjab.

ANOOP CHITKARA J. (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of order dated 15.11.2019 (Annexure P-3) vide which non-bailable warrants of the petitioner were issued by learned Trial Court in FIR No.114 dated 25.06.2014, under Section 21 of NDPS Act (Section 29 of NDPS added later on).

Learned counsel for the petitioner submits that although the petitioner was continuously appearing before the trial Court but he could not appear on 15.11.2019 being diagnosed with High BP and Epilepsy. Consequently his bail bonds and surety bonds forfeited by the State. He undertakes that he will appear on each and every date of trial.

I am satisfied with the explanation.

Given above, the petition is allowed and order dated 15.11.2019 (Annexure P-3) is set aside subject to the following conditions:-

- i) that the petitioner shall procure a smartphone and inform its IMEI number and other details to the SHO of the concerned Police Station. of the Police station mentioned before. The petitioner shall always keep the phone location/GPS on the 'ON' mode. Whenever the trial Court asks to share the location, the petitioner shall immediately do so. The petitioner shall neither clear the location history, WhatsApp chats, calls nor format the phone without permission of the concerned Court. This condition shall continue till the completion of the trial or closure of case, whatever is earlier.

ii) that the petitioner shall surrender all weapons, firearms, ammunition, if any, along with the arms license to the concerned authority and inform the trial Court about the compliance. However, subject to the Indian Arms Act, 1959, the petitioner shall be entitled to renew and take it back in case of acquittal in this case.

iii) that the petitioner shall appear before the trial Court on 25.04.2022, the date already fixed before the trial Court and furnish requisite bail/surety bonds to its satisfaction. He shall continue to appear as and when called for.

(ANOOP CHITKARA)
JUDGE

February 18, 2022

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Whether speaking/reasoned: Yes/No

Whether reportable: No