

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

Sr. No.117

CRM-M-8350 of 2022

Date of Decision: 25.02.2022

Gurpreet Singh @ Harcharan Singh @ Baggi

.... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Surinder Garg, Advocate for the petitioner.

SANT PARKASH, J.

*[The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual court]*

The instant petition has been filed under Section 482 Cr.P.C. seeking quashing of order dated 09.04.2021 (Annexure P-4) passed by learned Judge, Special Court, Sri Muktsar Sahib in case FIR No.12 dated 21.02.2017, registered under Section 15 of NDPS Act and Section 177 IPC at P.S. Gidderbaha, District Sri Muktsar Sahib (Section 177 IPC added vide G.D.No.28 dated 09.04.2017), whereby bail order of the petitioner has been cancelled and he has been ordered to be summoned through non-bailable warrants.

From the perusal of the file, it would be revealed that the present petitioner Gurpreet Singh @ Harcharan Singh @ Baggi was granted regular bail by trial Court on 12.04.2017. He absented and was again enlarged on bail vide order dated 31.05.2018, on having surrendered in the Court on 22.05.2018. It would be further revealed that the case of the petitioner was transferred to some other Court and on that day, the petitioner again absented and resultantly, the impugned order has been passed.

Heard.

Considering the fact that the case was received by way of transfer, it was the duty of the transferee Court to issue notice to the present petitioner but it was not done so and straightaway, the bail order was cancelled.

In view of the above, the impugned order dated 09.04.2021 (Annexure P-4) is set aside.

However, the petitioner is directed to appear before learned trial Court on or before 09.03.2022 and the trial Court will admit the petitioner on regular bail on his furnishing bail bonds/surety bonds to its satisfaction.

Petition stands disposed of.

**(SANT PARKASH)
JUDGE**

25.02.2022
Maninder

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