

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr.No.218

CRM-M No.8145 of 2022

Date of Decision:02.03.2022

Joga Singh

...Petitioner

Versus

State of Punjab

...Respondent

(Heard through Video-Conferencing)

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. Sukhmeet Singh, Advocate
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

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MEENAKSHI I. MEHTA, J.(Oral)

The petitioner herein seeks the relief of regular bail in the criminal case arising out of the FIR bearing No.56 dated 09.06.2019 registered at Police Station Sadar Kotkapura, District Faridkot, under Section 21 of NDPS Act and Sections 465, 467 and 411 IPC, while averring that initially, he was granted the relief of regular bail vide order Annexure P-2 passed by the Court below on 04.12.2019 but on 15.11.2021, he could not appear before the trial Court and resultantly, his bail was cancelled and bail bonds were ordered to be forfeited to the State and non-bailable warrants have also been issued against him.

Ms. Samina Dhir, learned Deputy Advocate General, Punjab, has joined the proceedings in this case in pursuance of the

notice of this petition having been sent to the respondent-State in advance.

I have heard learned counsel for the petitioner as well as learned State counsel in the instant petition and have also perused the file thoroughly.

Learned counsel for the petitioner contends that the absence of the petitioner from the Court on the said date was not an intentional one and he has been in custody since 17.12.2021 and the quantity of the contraband, as allegedly recovered from him, falls within the segment of 'small quantity' and in these circumstances, the petitioner deserves the relief as prayed for in this petition.

Learned State counsel does not dispute the afore-referred factual position.

Keeping in view the above-discussed facts and circumstances as well as the fact that the trial of the case is likely to take sufficient time to conclude and without commenting or expressing any opinion on the merits of the case, the petitioner named Joga Singh is ordered to be released on regular bail, subject to his furnishing the requisite personal and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/ Duty Magistrate concerned.

The petition in hand stands allowed accordingly.

02.03.2022
monika

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned?	Yes/No
Whether Reportable?	Yes/No