

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

Sr. No.137

CRM-M-26692-2022

Date of decision : 16.6.2022

KULWANT SINGH@KANTA SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.S. RAMCHANDRA RAO

Present: Mr.Sukhmeet Singh, Advocate for the petitioner

Mr.Karanbir Singh, AAG, Punjab

M.S. RAMCHANDRA RAO, J. (ORAL)

The petitioner is questioning the order dated 24.2.2022 passed by the learned Judge, Special Court, Faridkot in case FIR No. 221 dated 10.9.2019, registered under Section 21 of NDPS Act, registered at Police Station City Faridkot, District Faridkot.

Learned counsel for the petitioner contends that the petitioner had already been granted bail by the said Court on 21.10.2019, that because the petitioner could not appear in the lower Court on 24.2.2022 as he had wrongly noted the date of adjournment, the Court below had cancelled the bail bonds and surety bonds of the petitioner and issued non-bailable warrants against the petitioner. He contends that the absence of the petitioner on the said date is not willful and happened only because of the mistake in noting down the date of adjournment.

Heard counsel for the State.

Since the petitioner appears to have been not present only on 24.2.2022, when the matter was listed before the Court below and the

petitioner states that there was a *bona fide* mistake on his part in wrongly noting down the date of adjournment as 24.3.2022 instead of 24.2.2022, the order dated 24.2.2022 passed by learned Judge, Special Court, Faridkot is set aside. The order granting bail to the petitioner of 21.10.2019 is restored subject to the petitioner appearing on every date of hearing before the trial Court unless dispensed with by the said Court.

The present petition is allowed accordingly.

16.06.2022
gsv

[M.S. RAMCHANDRA RAO]
JUDGE

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