

In virtual Court

CRM-M-27925-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-27925-2021 (O&M)
Date of decision: 07.02.2022

Baljinder Singh @ Rambo

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Nitin Narula, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.207 dated 14.08.2014 under Section 22 of NDPS Act, registered at Police Station Patti, District Tarn Taran.

Learned counsel for the petitioner submits that the petitioner was apprehended with the allegations of recovery of 70 grams of intoxicant powder and was granted regular bail on 12.05.2016 by this Court, however, on 05.07.2018, he could not appear before the trial Court, as he had gone to Rajasthan and was declared proclaimed offender and was re-arrested on 14.04.2021. It is further submitted that as on today, custody of the petitioner is

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01 year, 07 months and 17 days and he is not involved in any other NDPS case.

Learned State counsel, on the basis of custody certificate dated 05.02.2022 filed in the Court today, has not disputed the fact that the petitioner is not involved in any other case. It is submitted that out of total 08 prosecution witnesses, 04 PWs have already been examined and the petitioner absented on a day when the prosecution witnesses were present and his non-appearance was intentional.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the aforesaid facts and circumstances of the case and also in view of the fact that after his re-arrest, the petitioner is in custody for the last about 10 months, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate, concerned.

This will, however, be subject to deposit of costs of Rs.5,000/- with the District Legal Services Authority, concerned for causing the delay in disposal of the trial.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

07.02.2022
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No