

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-27611-2022 (O/M)

Date of decision : 7.7.2022

Umeed Singh

..... Petitioner (s)

Versus

State of Haryana

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Simarjit Singh, Advocate
for petitioner.

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HARINDER SINGH SIDHU, J.

This petition has been filed assailing the zimni order dated 19.4.2022 (Annexure P-3) passed by learned Special Judge under the NDPS Act, Fatehabad whereby the bail was cancelled, his bail and surety bonds were ordered to be forfeited to State and his presence was ordered to be procured through warrants of arrest.

Petitioner is an accused in FIR No. 169 dated 20.5.2019 registered under Sections 15, 29 of NDPS Act at Police Station Bhuna, District Fatehabad. As per FIR, 10 kilogram poppy husk was recovered from co accused of petitioner. The name of petitioner surfaced on the disclosure statement of co accused. The petitioner was granted regular bail by learned Special Judge under the NDPS Act, Fatehabad, vide order dated 1.7.2019 (Annexure P-2).

It is the case of petitioner that after getting regular bail, he was regularly appearing and attending the Court proceedings. However, on 19.4.2022, the petitioner did not appear before the trial Court resulting in passing of impugned order.

Learned counsel for petitioner states that non appearance of petitioner was not intentional and was for reasons beyond the control of petitioner. He states that it can never be the intention of the petitioner to evade the process of the Court.

Notice of motion.

Mr. Saurabh Girdhar, AAG Haryana accepts notice on behalf of respondent State.

This petition is disposed of with a direction that petitioner may appear before trial Court on or before 15.9.2022. On his doing so, he shall be admitted to bail by trial Court to its satisfaction. The petitioner shall also file an undertaking to appear before the trial Court on each and every date of hearing.

(HARINDER SINGH SIDHU)
JUDGE

7.7.2022
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No