

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-28309-2022(O&M)

Date of decision : 05.09.2022

Balwinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Gaurav, Advocate for
Mr.P.S.Sekhon, Advocate
for the petitioner.

Mr. Tarun Aggarwal, Sr. DAG, Punjab.

VIKAS BAHL, J.(ORAL)

CRM-31991-2022 IN/& CRM-M-28309-2022

This is an application under Section 482 Cr.P.C. for permission to withdraw the main petition.

Learned counsel for the applicant-petitioner has submitted that the case is now fixed for 18.10.2022 and prays that the main petition, which is a petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in FIR no.40 dated 23.04.2022 registered under Sections 22 and 29 of the Narcotic Drugs and Psychotropic Substances, Act, 1985 at Police Station Chhajli, District Sangrur, be preponed from 18.10.2022 to today as the main petition is to be withdrawn by the present petitioner so as to enable him to file and pursue a fresh bail application before the trial Court in view of the changed circumstances mentioned in paragraph 2 of the application.

Learned State counsel, on instructions from HC Amandeep

Singh, has submitted that since the main petition is to be withdrawn, thus, he has no objection in case the main petition is preponed to today. It is however pointed out that as per his instructions, the bail application has already been filed.

Keeping in view the above said facts and circumstances, the present application i.e, CRM-31991-2022 is allowed and the main petition is preponed from 18.10.2022 to today itself and the petitioner is permitted to withdraw the present petition with liberty to pursue his bail application before the trial Court, in accordance with law.

In view of the above, the main petition is dismissed as withdrawn with the aforesaid liberty. In case any such bail application is filed before the trial Court, the same would be decided by the trial Court, in accordance with law and this Court has not opined on the merits of the case.

(VIKAS BAHL)
JUDGE

September 05, 2022

Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No