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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-34483-2022(O&M)
Date of Decision: 05.08.2022

Lovepreet Singh @ Labha

....Petitioner(s)

Versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Hitesh Chopra, Advocate, for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 438 and 482 of the Code of Criminal Procedure for the grant of anticipatory bail to the petitioner in FIR No. 0068 dated 21.05.2021, under Section 21 of NDPS Act, registered at Police Station STF Mohali, District Mohali and also quashing of the order dated 27.05.2022 (Annexure P-3).

It has been submitted by the learned counsel for the petitioner that the petitioner was granted bail by the learned trial Court on 14.07.2021 and thereafter he was absent on 27.05.2022 which was a bona fide mistake because of wrong noting of the date and therefore, the non-bailable warrants of arrest have been issued against him after cancelling the bail bonds/surety bonds of the petitioner.

I have heard the learned counsel for the petitioner.

The petitioner was involved in a NDPS case pertaining to

confiscation of contraband of commercial quantity. He was granted bail by the learned trial Court on 14.07.2021. Thereafter, he did not appear before the learned trial Court. On 27.05.2022 it was observed by the learned additional Sessions Judge, Amritsar/trial Court that inspite of service through notice the petitioner did not appear and therefore, the bail bonds/surety bonds were cancelled. A perusal of the aforesaid order would show that the petitioner had knowledge of the date since he was duly served. Still it is almost more than 2 months still the petitioner has not surrendered before the Court and has chosen to file the present petition for grant of anticipatory bail.

In view of the aforesaid facts and circumstances and considering the conduct of the petitioner, he does not deserve the concession of anticipatory bail.

Consequently, finding no merit in the present petition, the same is hereby dismissed.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

05.08.2022

rakesh

**(JASGURPREET SINGH PURI)
JUDGE**

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