

207 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-46382-2021
Date of decision-01.02.2022

Sharwan Ram

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Kuldeep Singh, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ, J.

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.340 dated 05.09.2020 under Sections 18 and 27-A Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Sadar Fatehabad, District Fatehabad, who apprehends his arrest at the hands of Police.

On 03.11.2021, this Court had passed the following order:-

“Learned counsel for the petitioner inter alia submits that petitioner was on bail but could not appear on one date (i.e., 10.03.2021) as he was instructed by his Counsel that due to out-break of COVID-19 the working of Courts had been restricted and his matter was not likely to be taken up. He further submits that by the next date in the Trial Court general lock-down had already been declared in the Country on account of which the petitioner was unable to know about the Court proceedings in Court.

Notice of motion for 18.01.2022.

On asking of the Court, Mr. Gaurav Bansal, AAG, Haryana accepts notice on behalf of the respondent/State. A copy of the paperbook be handed over to him during the course of the day.

*In the meanwhile, the petitioner is directed to surrender before the Ld. Trial Court within a period of 15 days from today after which he may be released on interim bail till the next date of hearing.
Operation of the coercive steps shall remain stayed in the meantime qua the petitioner.”*

Since the above order was not complied with as the petitioner was unable to arrange the local surety, another ten days period was granted to him to comply with the said order.

Today, learned State counsel on instructions from SI Krishan Kumar has stated that the petitioner has failed to surrender. This fact is not disputed by learned counsel appearing on behalf of the petitioner, who is also unable to justify the conduct of the petitioner.

Resultantly, no case is made out for grant of anticipatory bail to the petitioner.

Dismissed.

(MANOJ BAJAJ)
JUDGE

01.02.2022

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No