

Kuldeep Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR**Present:** Mr. J.S. Warring, Advocate
for the petitioner.

Mr. Jashanpreet Singh, DAG, Punjab.

NAMIT KUMAR, J. (ORAL)

This petition under Section 482 Cr.P.C. is filed seeking quashing of order dated 13.12.2022 (Annexure P-4) whereby bail bonds/surety bonds of the petitioner have been cancelled, forfeited and arrest warrant issued.

The petitioner was granted bail in case of FIR No.34 dated 22.03.2019, under Sections 22/61/85 of the NDPS Act, 1985 and Section 52 of the Prisons Act and Section 188 of IPC, registered at Police Station Cantt. Bathinda (Annexure P-1). He was appearing regularly, however, he failed to appear on 13.12.2022 and the impugned order was passed.

Learned counsel for the petitioner submits that the petitioner had wrongly noted the date as 13.02.2023 instead of 13.12.2022. He submits that the trial is fixed for 10.04.2023 and the petitioner would surrender before the trial court on the date fixed.

Notice of motion.

Mr. Jashanpreet Singh, DAG, Punjab appearing on advance notice accepts the same and opposes the prayer made in the petition. He submits that the petitioner was intentionally delaying the trial.

There is no dispute that it was the first default of the petitioner.

Without commenting on the explanation put forth, considering the facts and circumstances in totality and to ensure that there is no further delay in the trial, let the petitioner surrender before the trial court on or before 24.03.2023. On his surrender, the petitioner shall be released on bail on the bonds already furnished. The trial court would be at liberty to impose further conditions if deemed necessary to ensure the presence of the petitioner during the trial.

The petition is disposed of.

16.03.2023

Parveen kumar

**(NAMIT KUMAR)
JUDGE**

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