

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M 14531-2023

Date of Decision: 22.03.2023

Harjit Singh @ Kaka @ Mahant

.....*Petitioner*

Versus

State of Punjab

.....*Respondent*

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.

Present: Mr. Sandeep Arora, Advocate
for the petitioner.

GURBIR SINGH, J (ORAL)

The present petition has been filed under Section 482 Cr. P.C. for quashing order dated 20.02.2023, passed by the learned Judge Special Court, Jalandhar (Annexure P-3) vide which non-bailable warrants of arrest issued against the petitioner and bail bonds and surety bonds were cancelled and forfeited to the State, on account of his absence in case FIR No.93 dated 26.06.2021 under Sections 22 of NDPS Act, 1985, P.S. Division No.7, Jalandhar.

Learned counsel for the petitioner contends that the petitioner was granted regular bail. He had been regularly appearing in the Court but due to unavoidable circumstances, he could not appear in the Court on 20.02.2023. On account of which, his non-bailable warrant of arrest was issued and his bail order was cancelled and bail bonds/surety bonds were forfeited to the State. He submits that the petitioner is ready to surrender

before the trial Court and face the trial on any of the dates to be fixed by the trial Court.

Notice of motion.

Ms. Himani Arora, AAG, Punjab, accepts notice on behalf of respondent-State.

In view of the above, the present petition is *disposed of*. The petitioner is directed to surrender before the trial Court within a week and move an application for bail. On his doing so, he shall be released on bail to the satisfaction of the concerned learned Special Court/Duty Judge. However, proceedings under Section 446 Cr. P.C. shall remain continue.

22.03.2023

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(GURBIR SINGH)
JUDGE

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