

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**CRM-M-16211-2023  
DECIDED ON: 29.03.2023**

**JASWANT SINGH**

**.....PETITIONER**

**VERSUS**

**STATE OF PUNJAB**

**.....RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.**

Present: Mr. Harpal Singh Sidhu, Advocate  
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

**SANDEEP MOUDGIL, J (ORAL)**

Prayer in the present petition under Section 482 Cr.P.C., for quashing of the impugned order dated 30.11.2022 (Annexure P-3), passed by learned Special Court, Moga.

Learned counsel for the petitioner submits that on 30.11.2022, the petitioner was in custody in some other case bearing FIR No.176 dated 24.11.2022, under Section 18(c) and 29 of NDPS Act, 1985, registered at Police Station Kabarwala, District Sri Muktsar Sahib and he was released on interim bail vide order dated 11.01.2023 passed by Additional Sessions Judge, Sri Muktsar Sahib.

It is argued on behalf of the petitioner that the said absence neither deliberate nor intentional.

Learned State counsel on instructions from ASI Jagdeep Singh has also corroborated the aforesaid factual aspect, therefore, this Court is

convinced with the submissions that the absence of the petitioner was neither intentional nor deliberate but due to some unavoidable circumstances, he could not appear before the trial Court on 30.11.2022.

In view of the above, order dated 30.11.2022 is quashed and the petitioner is directed to surrender before the trial Court on 31.03.2023. In case he moves any application for regular bail, that shall be considered by the Court below on the same day in accordance with law.

Ordered accordingly.

(SANDEEP MOUDGIL)  
JUDGE

29.03.2023

Meenu

|                           |        |
|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |