

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

CRM-M-34317-2022

Date of Decision: January 18, 2023

Maninder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Shivender Pal, Advocate for
Mr. B.S. Bhalla, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

Petitioner was on interim bail in case FIR No.165, dated 23.06.2019, registered at Police Station Sadar, Amritsar, under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985. The said interim bail was granted to him prior to filing of challan. After filing of challan, his bail has been cancelled on 15.11.2021. It is contended that challan was presented in the absence of the petitioner and he did not get any notice. However, the perusal of the order dated 15.11.2021 reveals that notice to the petitioner was duly served and when he did not appear only then interim bail granted to him was cancelled.

Learned counsel for the petitioner submits that the petitioner is ready to surrender before the Trial Court.

Without commenting anything on the merits of the case, the present petition is disposed of with a direction to the petitioner to surrender before the Trial Court on or before 07.02.2023, the date already fixed there at and move appropriate application for seeking bail. The Trial Court will be at liberty to initiate proceedings under Section 446 Cr.P.C. and after disposing of the same, shall consider the bail petition.

Till the disposal of the proceedings under Section 446 Cr.P.C. and the bail petition, he shall not be arrested. If pursuant to the warrants of arrest, the petitioner is sought to be arrested, he shall be released on bail to the satisfaction of the Arresting Officer.

In case, the petitioner fails to make compliance of any of these directions, this order shall be deemed to be vacated.

January 18, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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