

(120)

2023:PHHC:091370

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

CRM-M-34696 of 2023

Date of Decision: July 20, 2023

**Gurpartap Singh @ Gopa
Versus
State of Punjab**

...Petitioner

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. R.S. Sidhu, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C is to quash order dated 06.03.2023 whereby bail of the petitioner was cancelled by the learned trial Court and warrants of arrest were directed to be issued.

It is contended by learned counsel for the petitioner that although petitioner was on regular bail in a trial arising out of FIR No.239 dated 13.12.2018 under Section 21 of NDPS Act, however, on 06.03.2023, petitioner could not appear due to wrong noting of the date due to which his bail was cancelled. Learned counsel further submits that petitioner is ready to surrender before the trial Court within a week.

Notice of motion.

Mr. R.S. Khaira, DAG, Punjab, accepts notice on behalf of the respondent- State. Copy of the petition has been supplied to him.

This petition is hereby disposed of with a direction to the petitioner to surrender before the trial Court on or before 29.07.2023. On his such surrender, the trial Court shall initiate proceedings under Section

446 Cr.P.C. After disposal of those proceedings, petitioner shall be admitted to bail. Till the disposal of those proceedings, petitioner shall not be arrested. If, in the meantime, petitioner is sought to be arrested on account of warrants of arrest issued against him, he shall be admitted to interim bail, to the satisfaction of Arresting Officer.

July 20, 2023

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No