

105 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:097271
CRM-M-36937-2023
Date of Decision: July 31, 2023

Makhan Singh alias Bhandra

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Satinder Kumar Garg, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail in case FIR No.116, dated 29.07.2021, registered under Sections 21(b) of the Narcotic Drugs and Psychotropic Substances Act, 1985, at Police Station STF Phase-4, SAS Nagar, Mohali.

It is contended by learned counsel for the petitioner that petitioner was on bail in this case. His bail was cancelled on 28.10.2022 vide Annexure P-3 and warrants of arrest were directed to be issued against him.

Learned counsel for the petitioner contends that in another case arising out of FIR No.152, dated 21.10.2022, registered under Section 21(b) of the NDPS Act (Section 27 of the NDPS Act added later on) at Police Station Gidderbaha, petitioner had been arrested on 21.10.2022 and was released on bail on 08.12.2022. He has placed on record the copy of the order dated 08.12.2022 passed by learned Additional Sessions Judge, Shri Mukatsar Sahib in this regard.

As per the contentions, on the day when the bail of the petitioner was cancelled in this case, he was in custody in another case.

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In the aforesaid circumstances, this petition is hereby disposed of with a direction to the petitioner to surrender before the Trial Court on or before 14.08.2023. On his such surrender, he shall be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the Trial Court. In the meantime, if the petitioner is sought to be arrested on account of issuance of warrants of arrest, he shall be released on interim bail to the satisfaction of the Arresting Officer.

Disposed of.

July 31, 2023

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(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No