

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 225

CRM-M-47304-2022

Date of decision : 03.03.2023

Harwinder Singh @ Ambbu

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.C.S.Rana, Advocate, for the petitioner.

Mr.A.P.S.Tung, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 482 Cr.P.C. the petitioner seeks quashing of order dated 19.05.2022 passed by the Additional Sessions Judge, Ludhiana (for short, the trial court) whereby the petitioner's bail bonds have been ordered to be cancelled as without any information to the trial court he had failed to appear in his trial.

On 14.10.2022 this Court had passed the following order: -

“By way of present petition filed under Section 482 Cr.P.C. the petitioner seeks quashing of the order dated 19.05.2022 (Annexure P-3) passed by Additional Sessions Judge, Ludhiana in FIR No.374 dated 12.11.2017 registered for offences punishable under Section 21/61 of NDPS Act, 1985 registered at P.S.Sidhwan Bet, District Ludhiana vide which bail bonds and surety bonds of the petitioner has been cancelled and non-bailable warrants have been issued.

Counsel for the petitioner submits that the petitioner was released on regular bail by the learned trial Court vide order dated 08.08.2019. He further submits that apart from default on 19.05.2022 the petitioner was earlier appearing.

Notice of motion returnable for 03.03.2023.

On the asking of the Court, Mr. Arun Gupta, AAG, Punjab, appears and accepts notice on behalf of the respondent.

In the meantime, the petitioner shall surrender before the trial Court on 19.10.2022. On his doing so, he shall be admitted to interim bail subject to the satisfaction of the trial Court.”

Learned State counsel submits that in pursuance to the afore quoted order of this Court the petitioner did not surrender before the trial court as a result whereof proceedings have been initiated by the trial court as to why the petitioner be not declared a proclaimed offender.

In the light of the above conduct of the petitioner he does not deserve the relief he has prayed for through the instant petition.

Dismissed.

03.03.2023
shamsher

[DEEPAK SIBAL]
JUDGE

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