

CRM-M-51271-2023

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(108)

CRM-M-51271-2023

Date of decision:- 10.10.2023

Bikram Singh @ Bikramjit Singh @ Bikka

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Vinay Kumar, Advocate, for the petitioner.

...

SUVIR SEHGAL, J. (Oral)

1. Instant petition has been filed under Section 438, Cr.P.C., for grant of anticipatory bail in:-

FIR No.	Dated	Police Station	Section(s)
131	26.06.2021	Civil Lines Batala, District Batala.	22 and 29 of Narcotic Drugs and Psychotropic Substances Act, 1985.

2. Counsel for the petitioner submits that petitioner was named as an accused in FIR, Annexure P-1, and by order dated 16.06.2022, Annexure P-3, passed by Special Court, Gurdaspur, he was released on regular bail. Counsel submits that no recovery has been effected from the petitioner and he has been arraigned on the basis of confessional statement made by the co-accused. Counsel submits that petitioner has been regularly appearing before the Trial Court, but due to wrong noting of the date, he could not appear on 17.08.2023, Annexure P-4, when his bail order and bail bonds were cancelled. Counsel submits that the non-bailable warrants were issued to secure his presence. He has categoric instructions to submit that petitioner is prepared to join the proceedings.

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3. Notice of motion.

4. On asking of the Court, Mr. Arun Luthra, DAG, Punjab, accepts notice on behalf of the respondent-State. He has opposed the prayer made in the petition and has submitted that petitioner is named as an accused in another FIR registered against him for offences under the Indian Penal Code, 1860.

5. I have heard counsel for the parties.

6. As the petitioner has been arrested and released on regular bail by order, Annexure P-3, instant petition seeking grant of bail in anticipation of arrest, is not maintainable. However, noticing that petitioner is prepared to join the proceedings, it is directed that in case the petitioner surrenders before the Trial Court on or before 08.11.2023, and moves an appropriate application, the Trial Court shall release him on his furnishing fresh bail/surety bonds to its satisfaction.

7. Disposed of.

(SUVIR SEHGAL)
JUDGE

10.10.2023

Pardeep

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No