

CRM-M-5144-2024

Date of decision :01.02.2024

SUKHWINDER SINGH

... Petitioner

VERSUS

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Lakshay Bector , Advocate
for the petitioner.

KARAMJIT SINGH, J. (Oral)

1. The present petition has been filed by the petitioner under Section 482 Cr.P.C. for quashing of order dated 19.01.2024 (Annexure P-3) passed by the Court of Additional Sessions Judge, Ludhiana in criminal case FIR No. 136 dated 16.08.2019 under Section 22 of NDPS Act at Police Station Koom Kalan, District Ludhiana vide which the regular bail, bail bonds and surety bonds of the petitioner were cancelled and he was directed to be summoned through non-bailable warrants of arrest.
2. Counsel for the petitioner submits that the petitioner was granted regular bail vide order dated 01.10.2019(Annexure P-2) and thereafter petitioner was regularly appearing before the trial Court but due to some mis-communication the petitioner was unable to appear in the trial Court on the date fixed i.e. 19.01.2024 and resultantly, the learned trial Court passed the impugned order in a hasty manner.
3. Counsel for the petitioner further submits that this was first

proceedings before the trial Court without any further delay and the petitioner will remain careful in future.

4. Notice of motion.
5. Mr. Jaspal Singh Guru, AAG, Punjab accepts notice on behalf of State and on instructions from ASI Ragbir Singh submits that as petitioner jumped bail on 19.01.2024, his bail bonds and surety bonds were cancelled by the trial Court vide impugned order dated 19.01.2024 (Annexure P-3). The State counsel has not disputed the fact that till date the petitioner is not declared as proclaimed offender in the present case.
6. In light of the above, without expressing any opinion on the merits of the case, in order to avoid any further delay in the trial Court, the petitioner is directed to appear before the trial Court within next 10 days and on his doing so, the trial Court is directed to release the petitioner on regular bail to his own satisfaction subject to cost of Rs.5000/- to be deposited by the petitioner with District Legal Services Authority concerned.
7. The petition stands disposed of in aforesaid terms.

(KARAMJIT SINGH)
JUDGE

01.02.2024
Priyanka Thakur

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