

S. No.125

2024:PHHC:018968

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-7279 of 2024

Date of Decision:12.02.2024

Barinder Singh @ Lally

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Navjot Kaur, Advocate for the petitioner.

DEEPAK GUPTA, J. (Oral)

Petitioner was facing trial before learned Additional District and Sessions Judge, Jalandhar in case FIR No.217 dated 07.10.2020 registered under Sections 21-B of Narcotic Drugs and Psychotropic Substances Act, 1985 (For short, 'the NDPS Act') at Police Station Bhogpur, District Jalandhar. He was on bail. He absented himself from trial on 06.12.2023 on which date his bail was cancelled, bonds were forfeited and warrants of arrest were issued.

Learned counsel for the petitioner contends that though the date fixed before the trial Court was 06.12.2023 but petitioner had earlier noted the same inadvertently to be 16.12.2023. Learned counsel further contends that petitioner is ready to surrender before the trial Court.

Notice of motion.

Mr. R.K. Takkar, DAG, Punjab, accepts notice on behalf of the respondent – State.

This petition is hereby disposed of with a direction to the petitioner to surrender before the trial Court on or before 16.02.2024, the date already fixed thereat. On his surrender, the Court concerned will proceed against the petitioner under Section 446 Cr.P.C and after disposal of those proceedings, shall admit the

petitioner to bail. However, it is made clear that till the disposal of the proceedings under Section 446 Cr.P.C., petitioner shall not be arrested. If in the meantime, petitioner is sought to be arrested in view of the warrants of arrest having been issued against him, he shall be admitted to interim bail to the satisfaction of Arresting Officer.

February 12, 2024
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No