

S. No.125

2024:PHHC:061387

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-22178 of 2024

Date of Decision:03.05.2024

Om Parkash Singh @ Karata

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Rishu Mahajan, Advocate for the petitioner.

DEEPAK GUPTA, J. (Oral)

By way of present petition filed under Section 482 Cr.P.C., petitioner prays for setting aside the order dated 18.01.2024 (Annexure P.3) passed by learned Additional Sessions Judge, Amritsar, whereby bail of the petitioner was cancelled during the proceedings of case FIR No.105 dated 10.07.2022 registered under Section 21-B of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Majitha Road, Amritsar.

Learned counsel for the petitioner contends that the petitioner was on bail. He could not appear on 18.01.2024, due to which his bail was cancelled, bonds were forfeited to the State and warrants of arrests were issued against him.

Notice of motion.

Mr. Amandeep Singh, DAG, Punjab, accepts notice on behalf of the respondent – State.

Learned State Counsel submits that earlier also, petitioner had absented himself twice.

This petition is hereby disposed of with a direction to the petitioner to surrender before the trial Court on or before 24.05.2024 and apply for bail. On his surrender, the Court 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 taken into custody. If in the meantime, petitioner is sought to be arrested in view of the warrants of arrest issued against him, he shall be admitted to interim bail to the satisfaction of Arresting Officer.

Disposed of.

May 03, 2024
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(DEEPAK GUPTA)
JUDGE

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