



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

CRM-M-26526-2024

Date of Decision: May 28, 2024

Amrik Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Angrej Singh Sarwara, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of this petition filed under Section 482 Cr.P.C., petitioner prays for quashing the order dated 10.04.2024 (Annexure P-4) passed by learned Judge, Special Court, Barnala, whereby bail of the petitioner was cancelled and warrants of arrest were issued on account of his non-appearance in case FIR No.28 dated 06.03.2020, under Sections 22, 25 and 29 of (Act No.61 of 1985) of the NDPS Act.

2. Learned counsel for the petitioner contends that after grant of anticipatory bail by this Court on 08.09.2021 in CRM-M-29718-2020 , petitioner was regularly appearing before the Trial Court concerned. However, he could not appear on 10.04.2024 due to which his bail was cancelled and bonds were forfeited. Learned counsel for the petitioner contends that the petitioner is ready to surrender before the Trial Court concerned and that he be provided necessary protection.

3. Notice of motion.

4. Mr. Vinay Kumar Malhotra, DAG, Punjab accepts notice on behalf of respondent-State.

5. Present petition is disposed of with a direction to the petitioner to surrender before the Trial Court on or before 30.05.2024, the date stated to be fixed thereat. On his such surrender, the Trial Court shall initiate the proceedings under Section 446 Cr.P.C. and after disposal of those proceedings, the petitioner shall be admitted to bail. 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 on account of warrants of arrest having been issued against him, he shall be admitted to interim bail to the satisfaction of the Arresting Officer.

May 28, 2024

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No