



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

138

CRM-M-28845-2024

Date of Decision.:31.05.2024

Inderjit Singh and another

Petitioners

Vs.

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Prateek Pandit, Advocate
for the petitioners.

DEEPAK GUPTA, J. (ORAL)

By way of this petition filed under Section 482 Cr.P.C., prayer is made to quash order dated 16.11.2023 (Annexure P-7) passed by learned Judge, Special Court, Kapurthala in a case arising out of FIR No.116 dated 09.06.2020 under Section 22, 29 of NDPS Act, 1985 registered at Police Station Kotwali Kapurthala, District Kapurthala.

2. Learned counsel contends that petitioners were on bail and were appearing before the Court regularly. However, on 16.11.2023, they could not appear due to wrong noting of date. Their bail were cancelled, bail bonds/surety bonds were forfeited and warrants of arrest have been directed to be issued. Learned counsel contends that petitioners are ready to surrender before the Court and they may be provided necessary protection.

3. Notice of motion.

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

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5. This petition is hereby disposed of with the direction to the petitioners to surrender before the Trial Court concerned on or before 19.07.2024. On their such appearance, the Trial Court will initiate proceedings under Section 446 Cr.P.C. against the petitioners and after disposal thereof, shall admit the petitioners to bail.

6. It is made clear that till the disposal of proceedings under Section 446 Cr.P.C., petitioners shall not be taken into custody. If in the meantime, petitioners are sought to be arrested on account of warrants of arrest having being issued against them, they shall be admitted to interim bail to the satisfaction of Arresting Officer.

(DEEPAK GUPTA)
JUDGE

May 31, 2024

Neetika Tuteja

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