



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

123

CRM-M-33994-2024
Date of decision: 18.07.2024

KRISHANPAL SINGH ALIAS KRISHAN SHIYAN

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Ajeet Pal Singh Pakka, Advocate
for the petitioner.

Mr. Pardeep Bajaj, DAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition under Section 482 Cr.P.C., prayer is made for quashing of the order dated 06.10.2023 (Annexure P-4), whereby bail order of the petitioner has been cancelled, and non-bailable warrants have been issued by the Judge Special Court, Ludhiana, in case NDPS/132/2023, in FIR No.190 dated 26.09.2022, under Sections 18/25/29/61/85 of the NDPS Act, registered at Police Station City Jagraon, District Ludhiana (Annexure P-1), and all subsequent, and consequential proceedings arising out of the above said impugned order.

2. Though the challenge has been thrown to the impugned order, however, learned counsel for the petitioner is unable to point out any illegality or perversity in the impugned order. The petitioner was earlier granted bail by the learned trial Court concerned, vide order dated 04.11.2022 (Annexure P-2). The petitioner was subsequently appearing before the learned trial Court concerned, however, on account of non-appearance on 06.10.2023, the learned trial Court



concerned, cancelled the bail of the petitioner, and his bail bonds, and surety bonds were ordered to be forfeited to the State.

3. At the very outset, learned counsel for the petitioner submits that in case an adequate protection is granted to the petitioner, the petitioner is ready and willing to appear before the learned trial Court concerned.

4. Considering the fact that the petitioner was earlier on regular bail, and the recovery effected in this case is of non-commercial quantity, the petitioner is directed to cause appearance within a period of 10 days from today. In case the petitioner appears before the learned trial Court concerned within a period of 10 days from today, and moves an appropriate application for grant of regular bail before the learned trial Court concerned, the latter shall make every endeavor to decide the bail application, if any, moved, most expeditiously, preferably on the same day. Only till then the arrest of the petitioner shall remain stayed.

5. In case the petitioner does not cause an appearance before the learned trial Court concerned, within 10 days from today, the interim protection granted by this Court shall be *ipso facto* vacated, without any further reference to this Court.

6. The petitioner is also directed to furnish fresh bail bonds, in case his regular bail application is allowed by the learned trial Court concerned.

7. The instant petition is **disposed** of accordingly.

18.07.2024
amandeep

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No