



CRM-M-35145-2024

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

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Date of Decision:- 25.07.2024

Ranjit Singh

....Petitioner

Vs.

State of Punjab

...Respondents

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. B.S.Bhalla, Advocate for petitioner.

Mr. Kewal Singh, Addl. A.G., Punjab.

AMARJOT BHATTI, J.

1. Petitioner Ranjit Singh has filed petition under Section 482 Cr.P.C. for setting aside order dated 09.07.2024 (Annexure P-1) in FIR No.91 dated 07.10.2019 under Section 21 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station Jhander, District Amritsar Rural whereby he was marked absent, his bail order was cancelled and bail bonds and surety bonds were forfeited to State and his arrest warrants were issued for 11.10.2024 along with notice to the surety under Section 446 of Cr.P.C.

2. Learned counsel for petitioner pointed out that petitioner absented before the lower Court on account of wrong date conveyed by Clerk of his counsel. Prior to this, he was regularly appearing to face the trial. It is pointed out that there was no intentional absence on his part. Therefore, a lenient view may be taken and the impugned order dated 09.07.2024 may kindly be set aside. He is ready to abide by the terms and conditions of bail order.

3. Learned counsel representing the State opposed the petition. However, it is conceded that absence of present petitioner is only on 09.07.2024, prior to this he was regularly appearing. Learned counsel for petitioner has reproduced zimni orders of learned trial Court dated 31.08.2020, 06.04.2023, 14.07.2023, 21.11.2023 and 16.02.2024 when he was regularly appearing before

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the learned trial Court. Therefore, there is one absence on his part i.e. on 09.07.2024 which has resulted into the cancellation of bail bonds and surety bonds in favour of State and his arrest warrants were issued.

4. It cannot be ignored that present petition has been filed well in time before the next date fixed before the learned trial Court. Considering the aforesaid facts, lenient view is taken and impugned order dated 09.07.2024 is set aside with direction to petitioner to surrender within 10 days before the learned trial Court/Duty Judge and he be released on bail on furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Duty Judge concerned.

5. Petition is accordingly disposed of.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly.

25.07.2024*Sunil Devi*

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No

**(AMARJOT BHATTI)
JUDGE**