



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-44144-2024
Date of decision: 06.09.2024

HARPREET ALIAS HAPPY

....Petitioner

V/s

STATE OF PUNJAB

....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Ms. Harnaaz Kaur Hundal, Advocate, for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking setting aside of orders dated 05.07.2024 and 14.08.2024 passed by learned Trial Court, whereby the bail of the petitioner was cancelled and he was declared a proclaimed person in case FIR No.19 dated 20.01.2023 under Sections 21(b), 29 of the NDPS Act, registered at Police Station STF, District SAS Nagar.
2. Learned counsel for the petitioner at the outset submits that the petitioner is willing and ready to appear, and surrender before the Trial Court. Hence, in the aforementioned facts and circumstances, the petitioner be protected till his appearance before the Trial Court, and directions be given to the Trial Court that his bail application, which he would be filing on his surrender, be decided expeditiously.
3. Notice of motion.
4. On asking of the Court, Mr. Navdeep Singh, DAG, Punjab,

accepts notice on behalf of respondent-State.



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5. In view of the limited prayer made by the learned counsel for the petitioner, the instant petition is disposed of with the following directions:

“The petitioner is to appear and surrender before the trial Court within 07 days from today. Till then, no coercive steps be taken against the petitioner. This is contingent upon the petitioner paying a cost of Rs.15,000/- to be deposited with the District Legal Services Authority concerned. Furthermore, the petitioner is required to plant two fruit bearing and two shady trees within the judicial complex, Mohali, with the specific area to be identified by the DLSA concerned; the DLSA would also ensure the proper maintenance and upkeep of the trees so planted.”

6. It is made clear that in case, the petitioner fails to surrender before the Trial Court within 07 days from today, this order shall be of no avail to him, thereafter. In case, on appearance and surrender, the petitioner moves an application for bail, the Trial Court shall make earnest efforts to decide it expeditiously, in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

September 06, 2024

poonam

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No