



CRM-M-45662-2024

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

**CRM-M-45662-2024**

Date of Decision: 13.09.2024

Baljit Singh @ Laddi

..... Petitioner

Versus

State of Punjab

.....Respondent

**CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present: Mr. Rahul Aggarwal, Advocate, for the petitioner.

**Rajesh Bhardwaj, J. (ORAL)**

1. Prayer in the present petition is for quashing of the impugned order dated 02.08.2024 (Annexure P-9) passed by learned Additional Sessions Judge, Tarn Taran, in a cases FIR No.144, dated 25.09.2023, registered under Section 21 of the NDPS Act, 1985 (Section 52-A of the Prison Act, 1894 added lateron), at Police Station City Patti, District Tarn Taran, whereby, the bail of the petitioner has been cancelled and bail bonds and surety bonds have been forfeited to the State.

2. It has been contended by learned counsel for the petitioner that the petitioner has been falsely implicated in the present FIR. He submits that the petitioner was granted regular bail by the trial Court on 27.02.2024 and thereafter, he was regularly appearing before the Court. He submits that thereafter, the petitioner was admitted to Kirpa Foundation Rehabilitation and Drug Counselling Centre at village Santokhgarh, District Una, HP and he could not appear before the trial Court on 24.05.2024, 14.06.2024, 16.07.2024 and 02.08.2024 and on account of the same, his bail was cancelled and bail bonds were forfeited to the State and he was ordered to be summoned through non-bailable warrants vide order dated 02.08.2024.

He submits that absence of the petitioner was totally unintentional and due to the circumstances beyond his control. He further submits that the



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petitioner is ready to appear before the trial Court and join the proceedings and also abide by all the terms and condition, if any imposed by the Court.

3. Notice of motion.
4. Mr. Tarun Aggarwal, Sr. DAG, Punjab accepts notice on behalf of the State. He has submitted that the bail bonds/surety bonds of the petitioner were rightly forfeited to the State as he had failed to appear in the Court on the date fixed without any reasonable cause.
5. After hearing learned counsel for the parties and perusing the record, it is evident that the petitioner was admitted to drug de-addiction centre, due to which, he remained absent before the trial Court and on account of his non-appearance, his bail was cancelled and bail bonds/surety bonds were forfeited to the State. In these circumstances, when the petitioner is ready to join the proceedings and to face the trial, the order dated 02.08.2024 is set aside.
6. The petitioner is directed to appear before the trial Court within a period of 10 days and file appropriate application and the trial Court would grant him bail on his furnishing fresh bail/surety bonds to its satisfaction. The petitioner will have protection from arrest for a period of 10 days from today.
7. Needless to say that in case the petitioner fails to comply with the abovesaid direction, this order would be of no avail and the order under challange will come in force.

13.09.2024  
sharmila

Whether Speaking/Reasoned  
Whether Reportable

(RAJESH BHARDWAJ)  
JUDGE

: Yes/No  
: Yes/No