



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

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CRM-M-5524-2025 (O&M)

Date of Decision:- 21.02.2025

HARPREET SINGH ALIAS PEETA

....Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJIV BERRY

Present : Mr. Arjun Veer Sharma, Advocate for the petitioner.

Mr. Ankit Grewal, DAG Punjab.

SANJIV BERRY, J. (ORAL)

By way of present petition preferred under Section 528 of BNSS, 2023 the petitioner has sought quashing of impugned order dated 29.10.2024 (Annexure P-5) passed by the Court of learned Judge, Special Court, Ludhiana, whereby the bail/surety bonds of the petitioner were cancelled and forfeited to the State and non-bailable warrants were issued against him in case No.NDPS/22112/2023 titled State vs. Harpreet Singh arising out of FIR No.92 dated 07.10.2023 registered under Section 21 of the Narcotic Drugs and Psychotropic Substances Act, 1985 at Police Station Jodhan, District Ludhiana (Rural).

2. Learned counsel for the petitioner has submitted that in compliance to the order dated 03.02.2025 passed by this Court, the petitioner has appeared in the Court and furnished his requisite bail bonds. He has



placed on record copy of the order dated 15.02.2025, passed by learned Judge, Special Court, Ludhiana, whereby it has been mentioned that the petitioner has already furnished requisite bail bonds before learned Duty Magistrate, Ludhiana on 07.02.2025.

3. Learned State counsel has not disputed the aforesaid factum.
4. Heard.
5. During the course of proceedings on 03.02.2025, the following order was passed.

“2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner, after being granted concession of bail in FIR (Annexure P-1) had been regularly appearing before the learned trial Court, however, on 29.10.2024, he could not appear before the learned trial Court being undergoing treatment in Drug De-addiction Centre leading to learned trial Court issuing non-bailable warrants of arrest and cancelling his bail bonds and surety bonds vide order dated 29.10.2024 (Annexure P-5) in case ‘State Versus Harpeet Singh’. He further submits that the absence of the petitioner was not intentional but on account of de-addiction treatment and to support this fact, he has referred to the document (Annexure P-2). He submits that, after being granted concession of bail, the petitioner will regularly appear before the learned trial Court without fail on each and every date of hearing.

3. Notice of motion.

4. On the asking of the Court, Mr. Rajinder Singh Bhatta, DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent- State and has not disputed the factual matrix of the case and submits that the next date before the learned trial Court is 15.02.2025 for the appearance of the petitioner.

5. Keeping in view the above facts and circumstances, In the meanwhile, the petitioner is hereby directed to to appear before the learned Trial Court/Judge on duty within seven days from today and in the event of his arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the concerned trial Court/Judge on



duty.
6. List on 21.02.2025.”

6. Keeping in view the fact that the petitioner has already appeared in the Court and furnished his requisite bail/surety bonds consequent to the order dated 03.02.2025, passed by this Court, the present petition is allowed. The order dated 29.10.2024 (Annexure P-5) passed by learned Judge, Special Court, Ludhiana is set aside and the interim bail granted vide order dated 03.02.2025 is hereby confirmed.
7. The petition stands allowed.
8. Pending applications, if any, shall also stand disposed of.

(SANJIV BERRY)
JUDGE

21.02.2025
S.Sharma(syr)

i)	Whether speaking/reasoned?	Yes/No
ii)	Whether reportable?	Yes/No