



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

125

CRM-M-49266-2025

Date of Decision : 04.09.2025

JOBANPREET SINGH ALIAS JOBAN

...Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MS. JUSTICE AARADHNA SAWHNEY

Present: Mr. Angel Walia, Advocate
for the petitioner.

Mr. Kamalpreet Bawa, DAG, Punjab.

AARADHNA SAWHNEY, J. (ORAL)

1. Petitioner, an accused in case FIR No. 09 dated 13.02.2024 registered against him for commission of offences punishable u/s 21 of Narcotic Drugs and Psychotropic Substances Act, at Police Station Rajasansi, Amritsar Rural, District Amritsar, has prayed for quashing of order dated 07.04.2025 (Annexure P-6) passed by the learned Additional Sessions Judge, Amritsar, vide which his bail was cancelled, bail bonds and surety bonds were forfeited to the State, his presence was sought to be procured through non-bailable warrants and notice was also issued to the surety. In terms of order dated 11.08.2025, since non-bailable warrants issued to procure presence of petitioner were not received back, fresh non-bailable warrants were issued for 28.11.2025.

2. Learned counsel for the petitioner submits that petitioner was falsely implicated in the present FIR. He was granted the concession of bail by the learned Special Court, Amritsar on 20.03.2024. Thereafter, petitioner had been continuously appearing before trial Court on each and every date. On 25.09.2024, the matter was adjourned for consideration on charge. On the said day, charges were framed and case was adjourned for 13.02.2025 for recording evidence of the prosecution witnesses. On account of non-appearance of any PW, the case was then adjourned to



07.04.2025. Copy of all the interim orders appended as Annexures P-2 to P-4 have also been referred to by the learned counsel. It has further been submitted that during this intervening period, petitioner was involved in yet another criminal case bearing FIR No.23 dated 07.03.2025, u/s 21, 29 of NDPS Act, registered at Police Station Rajasansi. He was arrested on 07.03.2025, was in custody till 07.04.2025, on which day, he was released on bail. Copy of order dated 07.04.2025, appended as Annexure P-5, has also been referred to by learned counsel, who further submits that it was on account of this reason that petitioner could not appear in Court in the present FIR.

With this backdrop, learned counsel submits to take a lenient view in favour of the present petitioner, who undertakes to appear before the trial Court on the date fixed.

3. Heard. Documents perused.

Though it was duty of the petitioner to inform his counsel, the Court about the lodging of another FIR against him, as also that on account the aforesaid reason, he would not be able to appear before the Court on the day fixed. Nonetheless, with a view that trial should proceed further, lenient view is taken in favour of the petitioner. Court is of the opinion that interest of justice would be served, if petitioner is directed to appear before the learned trial Court on or before 28.11.2025. On his appearance, if he moves an application for grant of bail, he shall be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of trial Court/Duty Magistrate/Chief Judicial Magistrate concerned.

Accordingly, the present petition stands disposed of.

(AARADHNA SAWHNEY)
JUDGE

04.09.2025

Nisha Yadav

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No