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

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**CRM-M No.63876 of 2024
Date of Decision: 08.01.2025**

Resham Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Satnam Singh Gill, Advocate,
for the petitioner.

Ms. Ruchika Sabherwal, Sr. DAG, Punjab,
for the respondent-State.

MANISHA BATRA, J. (Oral)

1. The petitioner is seeking benefit of grant of regular bail in case arising out of FIR No.161 dated 14.07.2019 registered under Section 22 of Narcotic Drugs and Psychotropic Substances Act, 1985 (For short “NDPS Act”) at Police Station Patran, District Patiala. As revealed, he had previously been extended benefit of regular bail in this case vide order dated 29.10.2019 passed by the Special Court, Patiala and had been released. He absented himself on 31.01.2023 due to which his bail was cancelled and bonds were forfeited to the State. Subsequently, proceedings under Section 82 of the Code of Criminal Procedure were initiated against him and he was declared a proclaimed person vide order dated 09.08.2023. He was arrested again on 13.05.2024 and is in custody

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since then.

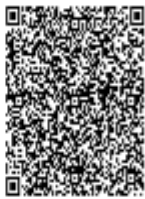
2. It is argued by learned counsel for the petitioner that keeping in view the period of his incarceration and the fact that he has previously been extended benefit of bail, he deserves to be released on bail now.

3. Ms. Ruchika Sabherwal, Sr. DAG, Punjab, who has advance notice of the petition, on the other hand, has vehemently argued that the petitioner was declared a proclaimed person. There are chances of his absconding again if extended benefit of bail. As such, it is urged that the petition does not deserve to be allowed.

4. I have heard learned counsel for the parties at considerable length and have gone through the record.

5. The petitioner was previously extended benefit of bail. He is now in custody since 13.05.2024. Trial is likely to take time as five witnesses still remain to be examined. Keeping in view the above discussed facts but without meaning to make any comment on the merits of the case, the petition is allowed and the petitioner is ordered to be admitted to bail subject to his furnishing personal bonds with surety bonds by two sureties to the satisfaction of learned trial Court and further subject to the condition that till the conclusion of the trial, he shall appear before the concerned SHO once in the first Monday of every month. He shall disclose his present as well as permanent address before the learned trial Court at the time of furnishing of bonds and shall also give copy of his Aadhar Card, PAN Card if any and details of his mobile phone number to the learned trial Court and in case, any change in his address or mobile phone number takes place, then

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he shall inform about the same to the learned trial Court in advance.

6. In case of violation of any of the above conditions, the jurisdictional Court shall be empowered to consider the application for cancellation, if any, and pass appropriate orders in accordance with law.

08.01.2025
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(MANISHA BATRA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No