



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

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CRM-M No.25725 of 2026 (O&M)

Date of decision:07.05.2026

Gopal Haldar

.....Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR.JUSTICE SURYA PARTAP SINGH

Present: Mr. Ankit Bhardwaj, Advocate for the petitioner.

Mr. Eklavya Darshi, DAG, Punjab.

SURYA PARTAP SINGH, J. (Oral):

This is a petition filed by the petitioner under Section 528 of Bharatiya Nagarik Suraksha Sanhita 2023, seeking for quashing of order dated 25.01.2026 (Annexure P-9) and be read as order dated 25.02.2026 as the same has been corrected vide order dated 10.04.2026 (Annexure P-10), whereby he has been declared a proclaimed offender. The abovementioned order has been passed by the Judge, Special Court, designated under the NDPS Act, hereinafter being referred to as 'trial Court' only, in a case arising out of FIR No.90 dated 27.04.2025, under Sections 21-B, 27-A, 29, 61, 85 of Narcotic Drugs & Psychotropic Substances Act 1985, Police Station Gate Hakima District Amritsar.

2. **Notice of motion.**



3. Since advance notice has already been served upon the State, Mr. Eklavya Darshi, DAG, Punjab, has appeared on behalf of respondent-State. Hence, service of notice upon the State is hereby dispensed with. However, no formal reply has been filed by the State and the learned State counsel has opted to orally oppose the present petition.

4. The learned counsel for the petitioner has submitted that the petitioner would be satisfied, and would not press this petition, if he is permitted to appear before the learned trial Court, and a direction is given to the learned trial Court to dispose of the bail application moved by the petitioner within a time-bound manner.

5. In view of above, the present petition is hereby *disposed of* with a direction to the petitioner to surrender before the learned trial Court within a period of one week from today. If he surrenders before the learned trial Court within the stipulated period and moves an application for bail, the learned trial Court shall dispose of the bail application within three days. It is, however, clarified that the learned trial Court in the exercise of its discretion shall be at liberty to take the petitioner into custody and/or impose penalty under Section 491 of BNSS (erstwhile Section 446 of CrPC), as per law.

(SURYA PARTAP SINGH)
JUDGE

07.05.2026
Manoj Bhutani

Whether speaking/reasoned Yes/No
Whether reportable Yes/No