



CRM-M-33709-2026

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

(130)

CRM-M-33709-2026.

Date of Decision:-01.07.2026.

Amandeep Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Karan Choudhary, Advocate for the petitioner.

ALOK JAIN, J. (Oral)

1. The present petition is for quashing of impugned order dated 16.05.2026 (Annexure P-3) passed by learned Additional District and Sessions Judge, Gurdaspur, whereby arrest warrants were issued against the petitioner in case bearing FIR No.77 dated 19.10.2023 under Sections 21(a) and 22(b) of the NDPS Act, 1985, registered at Police Station Ghuman Kalan, District Gurdaspur.

2. Learned counsel for the petitioner submits that the petitioner was granted the concession of bail by the learned trial Court in the present FIR on 15.11.2023 (Annexure P-2) but during the trial, the petitioner had noted a wrong date of hearing as 06.06.2026 instead of 16.05.2026 due to which, the petitioner could not appear on 16.05.2026 and subsequently on 30.05.2026. However, on the very first date of his non-appearance, his bail



CRM-M-33709-2026

was cancelled and the impugned order was passed. It is further submitted that petitioner is ready and willing to surrender before the learned trial Court and join proceedings, if he is granted one opportunity to do so. Learned counsel further submits that the petitioner undertakes to appear on each and every date before the learned trial court and to abide by all the terms and conditions to be imposed by this Court or by learned trial Court.

3. Learned State counsel appearing on behalf of the State on advance notice, submits that the absence of the petitioner has procrastinated the trial and, hence, the order is well within the legal parameters. Learned State counsel further submits that the matter is now fixed before the learned trial Court on 03.07.2026 for further proceedings.

4. Considering the order to be passed, and issuance of notice of motion will further procrastinate the trial, the present petition is adjudicated in light of the judgment passed by the Hon'ble Apex Court in the case of ***“Krishna Sharma @ Krishna Kumar Sharma Vs. The State of West Bengal and another” SLP (Crl.) No. 12829 of 2023***, the relevant extract of which reads as under:

“However, we find that merely because the appellant did not appear personally could not have been a ground for cancellation of bail. The parameters for grant of bail and cancellation of bail are totally different. The bail already granted may be cancelled, if it is found that the person who has been granted the benefit of bail has violated any of the conditions or misused the liberty by influencing the witnesses or tampering with the evidence.”



CRM-M-33709-2026

5. Keeping in view the fact that the petitioner was regularly appearing before the learned trial Court but on 16.05.2026 and subsequently on 30.05.2026, he could not appear as he wrongly noted the date, it appears that there was no intention on his part to remain absent. Moreover, the petitioner is ready and willing to surrender and join the proceedings and also to abide by all the terms and conditions imposed by this Court or by the learned trial Court. In case, one opportunity is granted to the petitioner, no prejudice shall be caused to any party, rather his joining the proceedings would ensure finalization of proceedings.

6. In light of the above factual matrix and considering the ratio of law as laid down by the Hon'ble Apex Court cited supra, the petitioner is directed to surrender on or before the trial Court on **29.07.2026** and shall be released on bail by furnishing bail bonds and surety bonds to the satisfaction of trial Court/CJM/Duty Magistrate concerned.

7. In light of the above, the present petition stands disposed of and the petitioner is imposed with a cost of Rs.5,000/- to be deposited with the concerned DLSA before the learned trial Court.

(ALOK JAIN)
JUDGE

July 01, 2026.

S. Sethi

Whether speaking/reasoned:-	Yes/No
Whether Reportable:-	Yes/No