

**THE COURT OF SMT. PRIYA SOOD,
SESSIONS JUDGE, TARN TARAN, UID-PB0065**

CIS No	BA/1751/22.
CNR No.	PBTT01-003464-2022.
Date of Institution	11.07.2022.
Date of Decision	19.07.2022.

Harpreet Singh alias Happy age 24 year, son of Charnjit Singh, resident of village Bhura Karimpura, Tehsil Patti, District Tarn Taran.

-----Applicant/accused

Versus

State of Punjab

-----Respondent.

FIR No. : 20 dated 28.06.2019.
Under Section : 22,61,85 NDPS Act.
Police Station : Khem Karan.

Application under Section 439 Cr.P.C.

Present: Sh. S.K. Ratti, Advocate, counsel for applicant-accused.
Sh. Charanjit Singh, Addl. P.P. for the State.

ORDER

1. Vide this application, applicant-accused has sought regular bail in FIR No.20 dated 28.06.2019, under Section 22,61,85 NDPS Act, Police Station Khem Karan.

2. Brief facts, relevant for the disposal of the present bail application, are that applicant-accused was facing trial for the offence under Sections 22,61,85 NDPS Act, pending in this Court. During the course of trial, entry of litigants was banned in the court complex due to Covid-19. After re-opening of the Courts, notice to accused was issued but accused failed to appear and bail order of the applicant-accused was canceled. Arrest warrants of applicant-accused and then proclamation was issued and, vide order dated 08.02.2022, applicant-accused was declared proclaimed

offender. Applicant-accused has now been arrested on 08.06.2022.

3. Learned counsel for applicant-accused has prayed that absence of applicant-accused was not intentional. Rather, applicant-accused had met with an accident and the fingers of applicant-accused were fractured. Applicant-accused is now in custody since 08.06.2022 and since conclusion of the trial shall take time, applicant-accused be granted the concession of regular bail.

4. Per Contra, learned Addl. PP for the State has opposed the bail application on the ground that in the event of applicant-accused being released on bail, he may again turn his back to the Court.

5. I have carefully heard the learned counsel for the applicant-accused, learned Addl. Public Prosecutor for the State and have very keenly gone through the record.

6. Applicant-accused is in custody since 08.06.2022. Recovery from applicant-accused is non-commercial. On account of huge backlog of cases, which have accumulated due to Courts having remained in restrictive mode due to outbreak of Covid-19 pandemic, even the conclusion of trial shall take some time. Applicant-accused appears to have realized his mistake.

7. Accordingly, it is deemed fit to extend the concession of regular bail to the applicant-accused and applicant-accused is ordered to be released on bail on his furnishing bail and surety bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of this court, subject to the following conditions:-

- i) that he will appear in the court on each and every date

- of hearing;
 - ii) that he will not tamper with the prosecution evidence;
 - iii) that he will not leave India without prior permission of the court.
8. Bail application file be tagged with the challan file.

Pronounced
19.07.2022
Jaswinder Singh
Stenographer-II

Priya Sood
Sessions Judge
Tarn Taran/UID-PB0065