

‘Harjit Singh Versus State of Punjab’  
FIR No.104 dated 9.7.2014.  
Under Sec.22 of NDPS Act, 1985.  
P.S.Sarhali.

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Present: Sri Jaideep Ratti, Advocate for accused-applicant.  
Ms.Ramneet Kaur, APP for the State.

This order of mine is aimed at disposal of an application of the accused-applicant filed by him for his release on regular bail under Sec.439 Cr.P.C. in respect of the captioned case.

As the main case file had been consigned to the Record Room after the accused-applicant was declared a proclaimed offender, the file of the main case was requisitioned from the Record Room and on receipt of such records, I have heard the learned counsel for the accused-applicant and the learned APP for the State.

As it emanates out of the records, the accused-applicant was apprehended by the police of P.S.Sarhali on 9.7.2014 while being in conscious possession of 255 grams of intoxicant powder. However, before the investigating agency could present its final report in the Court, the accused-applicant became absent during the pendency of remand papers. When his presence could not be procured after resorting to all possible modes for the purpose, proclamation under Section 82 Cr.P.C. was issued against him but still he did not bother to bow before the majesty of law and never cared to surrender in the Court and was ultimately declared a proclaimed offender on 5.4.2016. Even thereafter, the accused-applicant kept on roaming free without being bothered about the case registered against him and the challan against him presented in the Court and in order to evade facing trial for the allegations against him, he kept on playing hide and seek with the Court and ultimately he happened to be arrested on 3.8.2019 after about 4 years of his becoming absent in the case. Keeping in view this conduct of the accused whereby he derailed the process of law for about four years and also keeping in view the huge quantity of intoxicant powder to the extent of 255 grams, I am of the considered view that the accused does not deserve the concession of bail and there are very fair chances of his absconding again if released on bail.

Accordingly, the bail application of accused-applicant is hereby dismissed. Papers be tagged with the main challan file and the challan file be now put up with the remand papers of the accused.

Pronounced:  
9.12.2019.

(Charanjeet Arora)  
Addl.Sessions Judge, Tarn Taran.  
(UID No.PB0178)