



132-CRM-M-20141-2025

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-20141-2025

Date of decision: 21.04.2025

Sonu Singh and another

....Petitioners.

Versus

State of Punjab

...Respondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Brijeshwar Singh Bhalla, Advocate,
for the petitioners.

.....

SANJIV BERRY, J. (ORAL)

Instant petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS) has been preferred for setting aside the order dated 30.07.2021 (Annexure P-3) in case FIR as mentioned below vide which the interim bail granted to the petitioners had been cancelled: -

FIR No.	Dated	Sections	Police Station
171	10.06.2020	22 and 29 of the NDPS Act	Sultanpur Lodhi, District Kapurthala.

2. Heard.

3. At the very out set, learned counsel for the petitioners, *inter alia*, contends that the petitioners were granted interim bail vide two separate orders dated 14.08.2020, {BA/1548/2020, 'Sonu Singh vs. State of Punjab' (Annexures P-1), BA/1549/2020, Sarwan Singh vs. State of Punjab (Annexure P-2)} by the learned Judge Special Court, Kapurthala (Duty) on account of non receipt of the report of the Chemical



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Examiner/FSL. He contends that, in the meanwhile, due to *COVID 19 Pandemic* when the Courts were not working physically the petitioners missed the date leading to issuance of nonailable warrants of arrest vide order 30.07.2021 (Annexure P-3). He contends that the petitioners never received any intimation in this regard and in the meanwhile, the learned Trial Court issued proclamation under Section 82 Cr.PC vide order dated 28.03.2025 which is pending for 29.04.2025.

4. Learned counsel for the petitioners has submitted that the petitioners will surrender before the learned Trial Court on or before 29.04.2025, i.e. the date already fixed before the learned Trial Court and will seek the appropriate remedy available to the petitioners in accordance with the law and in the meanwhile seeks protection.

5. Be it the case, without commenting on the merits at this stage, the present petition is hereby disposed of with the direction to the petitioners to appear before the learned Trial Court on or before 29.04.2025 and seek appropriate remedy available in accordance with the law.

6. In the meanwhile in the interest of justice, operation of the impugned order dated 30.07.2021 (Annexure P-3) shall remain stayed till 29.04.2025 only.

7. Disposed of.

**(SANJIV BERRY)
JUDGE**

21.04.2025

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |