



Bail bond, forfeiture of - As counsel did not inform him about the date fixed - Set aside.

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Criminal Procedure Code, 1973 (2 of 1974), Section 439 - Regular [bail](#) - Non-appearance of accused - Bail bond, forfeiture of - Petitioner could not appear on the said date as his counsel did not inform him about the date fixed - Trial Court proceeded to pass the extreme order on account of his solitary absence after grant of regular bail - At times, the accused or his counsel can be prevented by sufficient [reasons](#) to put an appearance before the Court on a given date and every such absence cannot be necessarily construed as a deliberate and willful absence - The explanation appears to be probable and therefore, the same is accepted - Forfeiture order set aside - Narcotic Drugs and Psychotropic Substances Act, 1985 (61 of 1985), Sections 21 (b), 27 (a).

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