

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

115

CRM-M No.27947 of 2016

Date of Decision: January 24th, 2018

Vikrant Sandal

...Petitioner

Versus

U.T. Chandigarh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASI

Present: None for the petitioner.

Mr. Sukant Gupta, Additional Public Prosecutor,
for U.T. Chandigarh.

Mr. Harshit Bindal, Advocate
for Mr. R.K. Jindal, Advocate
for respondent No.2.

AUGUSTINE GEORGE MASI, J. (ORAL)

Petitioner has approached this Court for quashing of order dated 05.07.2016 (Annexure P-5), whereby non-bailable warrants were issued against the petitioner to secure his presence before the Court in a complaint which was filed by respondent No.2.

On the last date of hearing, none had put in appearance on behalf of the petitioner and the following order was passed:-

"Counsel for the petitioner is not present.

Counsel for respondent No. 2 states that the present petition has been rendered infructuous as the bailable warrants were issued to secure the presence of the petitioner who has appeared before the trial Court and has confirmed his appearance. However, counsel for the petitioner is not present. The case is, therefore, adjourned to 24.01.2018.

To be shown in the urgent list."

Counsel for respondents have informed the Court that there is a typographical error in the order dated 18.01.2018 as it has been mentioned that bailable warrants were issued, in fact, it should have been non-bailable

Today again, none has put in appearance on behalf of the petitioner, however, in the light of the fact that the petitioner has already put in appearance before the trial Court and is continuously appearing there, especially when the bail bonds have been duly presented before the trial Court, the present petition is disposed of with the observation that the order dated 05.07.2016 has served its purpose with the presence of the petitioner having been secured before the trial Court.

In case the bail bonds/surety bonds, as submitted by the petitioner, have not yet been accepted, the same be accepted by the trial Court.

Petitioner shall in any case continue appearing before the trial Court unless specifically exempted by an order of the said Court.

January 24th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No