

108-A

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

**CRR-1214-2021 (O&M)
Date of Decision: 25.10.2021**

Gaurav Kumar and another

..... petitioners

Versus

M/s Palak Steels

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Sunny Kadiyan, Advocate,
for the petitioners.

SUDIP AHLUWALIA, J. (ORAL)

It is submitted on behalf of the petitioners that he had originally appeared in the Ld. Appellate Court, but track of dates was lost on account of declaration of the lockdown, after which the dates used to be fixed without knowledge of the petitioners or his counsel in the Ld. Court below. Consequently, a warrant of arrest was ordered to be issued against the petitioners for his unintentional absence, after coming to know about which, he has now approached this Court.

2. It is further submitted on behalf of the petitioners that if granted an opportunity, he is also willing to deposit the 20% of the compensation awarded as directed by the Ld. Appellate Court/Additional Sessions Judge, Faridabad.

3. In view of the order this Court intends to pass, service upon the respondent/complainant is dispensed with as such a course would make the

process much more cumbersome and expensive for the said respondent.

4. After hearing Ld. Counsel for the petitioners, the present petition is disposed off along with the pending applications, if any, with liberty to the petitioners to surrender before the Ld. Appellate Court within a fortnight from today, after which he shall be released on a fresh bail to the satisfaction of the said Court/Duty Magistrate concerned, further subject to the pre-conditions that along with such surrender, he shall also deposit requisite 20% of the compensation awarded as directed by the Ld. Lower Appellate Court earlier and shall also pay costs of ₹5,000/- to the respondent/complainant for the delay occasioned.

5. In the meantime, operation of the processes already issued against the petitioners shall remain stayed.

6. This order shall automatically stand vacated after 08.11.2021.

25.10.2021

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/reasoned: Yes/No

2. Whether reportable : Yes/No