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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR No.876 of 2022 (O&M)

Date of decision: 06.05.2022

Shiv Kumar

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. J.S. Jaidka, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this revision petition is for setting-aside the order dated 10.11.2021 passed by the Additional Sessions Judge, Ludhiana, vide which the bail of the petitioner, was cancelled and his bail/surety bonds were forfeited to the State and the petitioner has been ordered to be summoned through Non-bailable Warrants.

Counsel for the petitioner has argued that earlier, the petitioner was granted regular bail by the Court below, however, on 10.11.2021, due to noting a wrong date, he could not appear before the Court below and his bail/surety bonds were cancelled and forfeited to the State and non-bailable warrants have been issued. It is further submitted that the petitioner is facing the trial for the last 04 years and in the intervening period, there was no default and he is ready to surrender before the trial Court within a period of 10 days from today and face the proceedings, in accordance with law.

Notice of motion.

Mr. Joginder Pal Ratra, DAG, Punjab who is present in the Court accepts notice on behalf of the respondent – State and has not raised any serious objection to the submissions made by counsel for the petitioner.

Heard.

After hearing the counsel for the parties, considering the fact that the trial is to proceed further, the present revision petition is allowed and the petitioner is directed to surrender before the trial Court within a period of 10 days from today and the trial Court will release the petitioner on regular bail subject to his furnishing fresh bail/surety bonds and on payment of costs of Rs.2,000/- to be deposited with the District Legal Services Authority, Ludhiana.

The payment of costs shall be a pre-condition before accepting the bail/surety bonds of the petitioner.

(ARVIND SINGH SANGWAN)
JUDGE

06.05.2022
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No