

135

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

CRM-M-27828-2022 (O&M)

Date of decision : 30.06.2022

Vikrant Bhardwaj

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Naveen Kundu, Advocate for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

CRM-22393-2022

This is an application filed for grant of leave under Rule 3/A(1) of Chapter VI, Part B, Volume V of Punjab and Haryana High Court Rules and Orders to file the present petition.

In view of the averments made in the application, the same is allowed and leave is granted under the aforesaid Rules and Orders to file the present petition.

Main case

This is a petition filed under Section 482 of Cr.P.C. for quashing of order dated 23.05.2022 passed by the Additional Sessions Judge, Gurugram, vide which, the bail bonds and surety bonds of the petitioner were cancelled and stood forfeited to the State and warrants of arrest have been issued against the petitioner for 05.07.2022 and also notice has been issued to his surety.

Learned counsel for the petitioner has submitted that the petitioner

had to go abroad on account of the fact that his wife had suffered a fracture and thus, he could not appear also on 23.05.2022, on which date, the impugned order was passed.

This Court has heard the learned counsel for the petitioner and has perused the paper book.

It is not in dispute that the petitioner was granted bail vide order dated 16.04.2021 and one of the conditions of the bail granted was that the petitioner would not leave the country without prior permission of the Court. In spite of the imposition of this specific condition, the petitioner had gone abroad without seeking any permission from the Court and thus, had violated the conditions set out in the bail order. The petitioner did not appear on 23.05.2022 on account of the fact that he was not in India and on account of the same, the impugned order had been passed.

Since, there is no illegality in the order dated 23.05.2022 passed by the Additional Sessions Judge, Gurugram, thus, the present petition is dismissed.

In case, the petitioner surrenders and appears before the trial Court within a period of seven days from today and applies for grant of regular bail, the trial Court would consider the said regular bail application as expeditiously as possible preferably within a period of five days from the date of filing of the bail application.

All the pending miscellaneous applications, if any, stand disposed of in view of the abovesaid order.

30.06.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No