

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-38042-2022

Date of Decision: 25.8.2022

Kashmir Singh

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Rajinder Singh Bhatia, Advocate,
for the petitioner.

KARAMJIT SINGH, J. (Oral)

Present petition has been filed by the petitioner seeking quashing of order dated 7.6.2022 (Annexure P-2) passed by the Court of learned SDJM, Guru Harsahai in case having FIR No.0008 dated 5.2.2020 registered under Sections 304-A, 279, 427 IPC at PS Lakho Ke Behram, District Ferozepur whereby the bail order of the petitioner was cancelled and he was ordered to be summoned through non-bailable warrants of arrest on account of absence on that date before the trial Court.

Counsel for the petitioner submits that prior to the impugned order, the petitioner was on bail and he was regularly appearing before the trial Court and this was first default. He further submits that the absence of the petitioner before the trial Court on 7.6.2022 was not intentional but due to the fact that he noted down the wrong date. He further submits that the petitioner is ready to join the proceedings before the trial Court.

Notice of motion.

Mr. C.L.Pawar, Addl. AG, Punjab accepts notice on behalf of

the State and on instructions from HC Harbans Lal has not refuted the fact

that the petitioner who was granted regular bail, got absented from the trial Court on 7.6.2022 and consequently, the impugned order was passed by the trial Court.

In light of above, without expressing any opinion on the merits of the case, the present petition is hereby disposed of with direction to the petitioner to appear before the trial Court within next 20 days and on doing so, he is directed to be released on regular bail by the said Court to its own satisfaction subject to costs of ₹ 5000/- which is to be deposited by the petitioner with concerned District Legal Services Authority.

(KARAMJIT SINGH)
JUDGE

August 25, 2022
Paritosh Kumar

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No