

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

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CRM-M-43583-2022

Date of decision : 22.09.2022

Vipan Kumar @ Bhallu

Petitioner

V/S

State of Punjab

Respondent

CORAM : HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: Mr. Sandeep Arora, Advocate for the petitioner.

ASHOK KUMAR VERMA, J. (ORAL)

The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 (for short 'the Cr.P.C.') for quashing of impugned order dated 12.04.2022 passed by learned Additional Sessions Judge, Jalandhar (Annexure P-3) in case FIR No.13 dated 28.01.2021 registered under Section 379-B and 34 of the Indian Penal Code, 1860 at Police Station Bhargo Camp, Jalandhar whereby the bail granted to the petitioner was cancelled, non-bailable warrants of arrest was issued against him and his bail bonds and surety bonds were forfeited to the State.

The above-said FIR was registered on a complaint made by complainant-Sunil alleging that on 27.01.2021 at about 5:00 p.m. he was going to the rented house of his brother Dalip towards Model House side, Jalandhar on his cycle. When he turned towards the Royal Palace Street Model House, Jalandhar from the back side, two persons came on motorcycle. The pillion rider of the motorcycle snatched his purse containing Rs.2,000/- and photocopy of Aadhar Card and ran towards Bhargo Camp on their motorcycle.

Learned Counsel for the petitioner submits that the FIR was registered against the unknown persons and the petitioner has been falsely implicated in the case. The petitioner was granted regular bail by learned Additional Sessions Judge, Jalandhar vide order dated 08.04.2021. After presenting of challan the petitioner was regularly appearing before the Trial Court. The petitioner could not appear before the trial Court on 12.04.2022 as he had noted down the wrong date for appearance. Due to the absence of the petitioner non-bailable warrants have been issued against him by the trial Court on 12.04.2022. Absence of the petitioner in the Court was neither intentional nor willful. The petitioner undertakes not to remain absent from the trial in future and he is ready to surrender before the Trial Court. The petitioner will abide by the terms and conditions imposed by the Court.

I have heard learned counsel for the petitioner and gone through the paper-book.

Perusal of the file shows that no sufficient reason has been given by the petitioner for his non-appearance before the Trial Court. Neither the petitioner appear/surrender before the Trial Court till date nor he filed any application for grant of anticipatory bail. Keeping in view the nature of averment and conduct of the petitioner, I do not deem it fit to quash the impugned order dated 12.04.2022.

Dismissed.

22.09.2022

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**(ASHOK KUMAR VERMA)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No