

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

118

CRM-M-51038-2022
Date of decision : 23.11.2022

Suraj @ Mittu

Petitioner

V/S

State of Haryana

Respondent

CORAM : HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: Mr. B.S. Mamli, 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 quashing of impugned order dated 07.04.2022 passed by learned Additional Sessions Judge, Fatehabad (**Annexure P-4**) in case FIR No.199 dated 14.04.2018 registered under Sections 341, 307, 506, 120-B and 201 of the Indian Penal Code, 1860 and Section 25 of the Arms Act, 1959 at Police Station City Fatehabad whereby the bail bonds of the petitioner were forfeited and warrant of arrest was issued against him.

Learned Counsel for the petitioner submits that the petitioner has been falsely implicated in the case. The petitioner was granted regular bail by learned Additional Sessions Judge, Fatehabad vide order dated 25.02.2019. Thereafter, the petitioner was regularly appearing before the Trial Court on each and every date. However, on 07.04.2022, due to some unavoidable circumstances, the petitioner could not appear before the Trial Court on which the Trial Court cancelled the bail granted to the petitioner, forfeited his bail bonds and

warrant of arrest was issued against him. Absence of the petitioner in the Trial Court was neither intentional nor willful. The petitioner undertakes not to remain absent from the trial in future. Therefore, the present petition may be allowed and impugned order dated 07.04.2022 may be quashed.

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. The bail granted to the petitioner was cancelled vide impugned order dated 07.04.2022 and now after passing of more than 07 months, the petitioner approached this Court.

Keeping in view the nature of averments and conduct of the petitioner, I do not deem it fit to quash the impugned order dated 07.04.2022.

Dismissed.

23.11.2022

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(ASHOK KUMAR VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No