

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

CRA-S-3031-SB of 2017 (O&M)

DECIDED ON: 7th July, 2022

Sukhdev Singh

.....Appellant

VERSUS

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. S.S. Gill, Advocate for appellant.

Mr. G.S. Dhillon, AAG Haryana.

AVNEESH JHINGAN, J (ORAL)

The present appeal is filed being aggrieved of order dated 8th August, 2017.

Notice under Section 446 Cr.P.C. was issued as the accused-Preeto failed to appear before the Court on 31st May, 2017. The applicant-appellant had stood surety for the accused and for surety furnished document of a plot measuring 200 square yards. Due to non-appearance, Rs.35,000/- penalty was imposed upon the appellant and it was ordered that the plot kept as surety be attached.

Learned counsel for the appellant submits that the appellant has deposited penalty amount.

Learned State counsel on instructions is not in a position to refute the contentions raised by learned counsel for appellant.

In view of the above, the impugned order to the extent of directing attachment of the plot is set aside.

The appeal is accordingly allowed.

Since the main case has been decided, the pending application, if any is rendered infructuous.

**(AVNEESH JHINGAN)
JUDGE**

7th July, 2022

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Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*