

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

CRM-M No.3622 of 2023

Date of decision: 23rd January, 2023

Bhardwaj Carriers & another

... Petitioners

Versus

State of Haryana & another

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sandeep Bhardwaj, Advocate for the petitioners.

MANJARI NEHRU KAUL, J. (ORAL)

Petitioner in the instant petition filed under Section 482 Cr.P.C. is seeking quashing of the order dated 07.02.2019 (Annexure P-1) passed by learned Judicial Magistrate 1st Class, Bhiwani in complaint bearing No. COMA-1351 of 2018 titled as 'Surender Sharma vs. Bhardwaj Carriers and another'.

At the outset, learned counsel for the petitioner submits that the petitioner is ready to appear and surrender before the trial Court, therefore, he may be protected till then.

I have heard learned counsel for the petitioners and perused the relevant material on record.

In view of the limited prayer made by the learned counsel for the petitioner coupled with the fact that offence under Section 138 of the Negotiable Instruments Act, 1881 is bailable, the petitioner No.2

is directed to appear and surrender before the trial Court within ten days from today and on his doing so, the trial Court will release him on bail, subject to his furnishing bail/surety bonds to its satisfaction.

Till the time the petitioner appears before the trial Court, his arrest shall remain stayed.

However, it is made clear that in case the petitioner fails to surrender before the trial Court within the above stipulated time period, this order shall be of no avail to him.

The petition stands disposed of accordingly.

(MANJARI NEHRU KAUL)
JUDGE

January 23, 2023
rps

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