

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

227

CRA-S-384-2021 (O&M)

Date of Decision: 23.01.2023

Jasvir Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Krishan Lal, Advocate for
Mr. Narinder Lucky, Advocate for the applicant-appellant
Mr. Digvijay Nagpal, AAG, Punjab

JAGMOHAN BANSAL, J. (Oral)

CRA-S-384-2021

On 10.05.2022, the following order was passed:-

“The appellant has approached this Court impugning the order dated 21.01.2021 passed by learned Sessions Judge, Barnala. Learned counsel for the appellant contends that appellant stood surety for the accused Happy Singh in case FIR No.385 dated 29.8.2020 registered under sections 376-D, 384, 450 and 506 IPC at P.S. City Barnala, District Barnala. Counsel submits that the accused failed to appear on one date i.e. on 4.1.2022, however, on the next day he was arrested. It is submitted that learned Sessions Judge, Barnala has forfeited the bail bonds and imposed the surety amount of Rs.50,000/- upon the appellant without giving any opportunity of being heard to her.”

Learned counsel for the appellant, *inter alia* submits that vide order dated 06.04.2021 of this Court, the appellant was directed to deposit a sum of Rs.10,000/- with the Trial Court and operation of impugned order was stayed. The appellant has deposited a sum of Rs.10,000/- with the Trial Court. He further submits that he stood surety for Happy Singh who stands arrested with the effort of the appellant.

In view of above facts and circumstances, the present appeal is partly allowed and impugned order is modified to the extent that amount of surety to be recovered from appellant is reduced to already paid Rs.10,000/-.

Pending miscellaneous applications also stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

23.01.2023

Mohit Kumar

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*