

127-2 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-13407-2023

Date of decision: 16.03.2023

Amit @ Mita

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Balraj Singh Dhull, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

NAMIT KUMAR, J. (ORAL)

This petition under Section 482 Cr.P.C. is filed seeking quashing of order dated 20.02.2023 (Annexure P-2) whereby bail bonds/surety bonds of the petitioner have been cancelled, forfeited and arrest warrant issued.

The petitioner was granted bail in case of FIR No.344 dated 09.09.2017, under Sections 307/34/379-B of IPC (Section 120-B IPC added later on) and Sections 25/54/59 of the Arms Act, registered at Police Station Matlauda. He was appearing regularly, however, he failed to appear on 20.02.2023 and the impugned order was passed.

Learned counsel for the petitioner submits that the petitioner had wrongly noted the date as 20.03.2023 instead of 20.02.2023. He submits that the trial is fixed for 31.03.2023 and the petitioner would surrender before the trial court on the date fixed.

Notice of motion.

Ms. Gaganpreet Kaur, AAG, Haryana appearing on advance notice accepts the same and opposes the prayer made in the petition. She submits that the petitioner was intentionally delaying the trial.

There is no dispute that it was the first default of the petitioner.

Without commenting on the explanation put forth, considering the facts and circumstances in totality and to ensure that there is no further delay in the trial, let the petitioner surrender before the trial court on 31.03.2023. On his surrender, the petitioner shall be released on bail on the bonds already furnished. The trial court would be at liberty to impose further conditions if deemed necessary to ensure the presence of the petitioner during the trial.

The petition is disposed of.

16.03.2023
Parveen kumar

(NAMIT KUMAR)
JUDGE

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