

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-17545-2023
Date of Decision:-17.04.2023

KEWAL MASIH @ MINTU

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

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CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

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Present:- Mr. Ritesh Pandey, Advocate
for the petitioner.

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KARAMJIT SINGH, J. (Oral)

Present petition has been filed by the petitioner seeking quashing of order dated 29.11.2021 (Annexure P-2) vide which the learned trial Court cancelled the bail bonds and surety bonds of the petitioner and gave direction to summon the petitioner through NBWs in criminal case having FIR No.115 dated 10.10.2020 (Annexure P-1) on account of his absence before the trial Court on that date.

The counsel for the petitioner submits that absence of the petitioner on the date fixed before the trial Court was not intentional and reasons for the same is mentioned in the petition itself. The counsel further submits that the petitioner is ready to join proceedings with the learned trial Court and in future the petitioner will remain careful.

Notice of motion.

On the asking of the Court, Mr. Chaman Lal Pawar, Addl. A.G. accepts notice on behalf of State of Punjab and on instructions from ASI Ashwani Kumar apprised the Court that on account of absence of the petitioner, his bail was cancelled by the learned trial Court but till date the petitioner has not been declared as proclaimed offender.

In the light of above, in order to avoid further delay of trial, the petitioner is hereby directed to surrender before the learned trial Court within next 15 days and on his doing so, the petitioner is directed to be released on regular bail by the said Court to its own satisfaction subject to cost of Rs.5,000/- to be deposited by the petitioner with District Legal Services Authorities, Gurdaspur. However, the trial Court is at liberty to proceed further against the petitioner and his surety under Section 446 Cr.P.C.

17.04.2023
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

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