

2023:PHHC:160411

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

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CRM-M-62970-2023
Date of Decision : 14.12.2023

HARDEEP SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Ms. Alisha Soni, Advocate,
for the petitioner.

KULDEEP TIWARI. J.(Oral)

1. The grievance raised in the instant petition is that the bail bonds of the petitioner have been cancelled and forfeited to the State owing to his non-appearance before learned trial Court concerned, vide order dated 08.12.2022, in case bearing No.CHA-99-2020, arising out of FIR No.309, dated 19.11.2019, registered under Section 61 of the Excise Act, at Police Station Lehra, District Sangrur.

2. Learned counsel for the petitioner argues that the absence of present petitioner before learned trial Court concerned, was not intentional, rather the petitioner was arrested in another case on 11.09.2022, and he was in judicial custody till 12.09.2023. The jail official did not produce him in the instant matter which otherwise was required to be produced by the authority concerned.

3. Learned counsel for the petitioner further submits that now the petitioner has been released on bail on 12.09.2023, and he is ready and willing to join the proceedings before learned trial Court concerned.

4. Notice of motion.

5. Ms. Kanica Sachdeva, AAG, Punjab, waives service on behalf of the respondent-State.

6. Considering the above facts and circumstance of the case, that the absence of the petitioner was *bona fide* because of the reasons explained above, this Court allows the petitioner to join the trial.

7. Accordingly, the petitioner is directed to appear before learned trial Court concerned, within 15 days from today. In case, the petitioner cause appearance before learned trial Court concerned, he shall be released on the bail upon surety bonds earlier furnished by the petitioner.

8. Disposed of.

December 14, 2023
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No