

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

CRM-M-1025-2024
Date of Decision : **10.01.2024**

SURINDER SINGH ALIAS SURAJPetitioner

VERSUS

STATE OF PUNJABRespondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Ramesh Sharma, Advocate
for the petitioner.

Mr. M.S.Bajwa, DAG, Punjab.

KULDEEP TIWARI. J.(Oral)

1. Instant petition has been filed under Section 482 of the Cr.P.C. for quashing of the impugned order dated 28.11.2023 (Annexure P-3) passed by the JMIC, Jalandhar, whereby bail of the petitioner has been cancelled and bail bonds/surety bonds have been forfeited to the State and non-bailable warrants have been issued against him in case FIR No.90, dated 16.07.2022, under Sections 457, 380 and 379 of the IPC, registered at Police Station Division No.1, District Jalandhar.

2. Learned counsel for the petitioner submits that the petitioner could not appear before the learned trial Court concerned, as he had noted the wrong date as 14.12.2023 instead of 14.11.2023. When on 14.12.2023, the petitioner came to attend the court, he came to know that he had noted wrong date and due to his non-appearance on dated 14.11.2023, his arrest warrants have been issued on dated 28.11.2023.

3. Learned counsel for the petitioner submits that the absence of the petitioner was not intentional or willful, and he is ready and willing to surrender before the learned trial Court concerned.

4. Notice of motion.

5. Mr. M.S.Bajwa, DAG, Punjab, accepts notice on behalf of respondent-State.

6. This Court has heard the learned counsel for both the parties concerned, and has gone through the entire case file.

7. Keeping in view the fact that the absence of the petitioner was not intentional and willful, and he is ready to surrender before the trial Court concerned, the petitioner is directed to surrender before the learned trial Court concerned, within 15 days from today. In case, the petitioner surrenders before the trial Court concerned within the prescribed period and files a regular bail application, same shall be decided on that very day.

8. In case, the petitioner does not puts in appearance before the trial Court concerned within 15 days from today, the interim protection granted by this Court shall *ipso facto* be vacated, without any further reference to this Court.

9. Disposed of accordingly.

(KULDEEP TIWARI)
JUDGE

January 10, 2024
dharamvir

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