

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-2022-2024

Date of Decision: 16.1.2024

Neeraj Kumar Sharma alias Ashu

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Prashant Vashisth, Advocate,  
for the petitioner.

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**KARAMJIT SINGH, J. (Oral)**

Present petition has been filed by the petitioner seeking setting aside of order dated 21.11.2023 (Annexure P-3) passed by the Court of learned Additional Sessions Judge, Ludhiana whereby bail bonds of the petitioner were cancelled and he was directed to be summoned through non-bailable warrants of arrest in criminal case having FIR No.120 dated 3.9.2020 registered under Sections 391, 395, 397 IPC at Police Station Sadar, Ludhiana, on account of absence of the petitioner on the date fixed before the trial Court.

2. Counsel for the petitioner submits that the petitioner was granted regular bail by the Court concerned vide order dated 10.3.2021 (Annexure P-2) and thereafter, the petitioner was regularly appearing in the trial Court without any fail but on 21.11.2023, the petitioner failed to appear in the Court concerned due to some unavoidable circumstances and the trial Court without taking notice of the fact that it was first default on the part of the petitioner, passed impugned order whereby bail bonds and surety bonds

of the petitioner were cancelled. Counsel for the petitioner further submits that the petitioner is ready to join the proceedings in the trial Court and will remain careful in future.

3. Notice of motion.
4. Mr. Gurdarshan Singh Sidhu, AAG, Punjab accepts notice on behalf of the State and on instructions from HC Balwinder Singh submits that the petitioner jumped bail on 21.11.2023 and resultantly, trial Court rightly passed impugned order.
5. Present petition is hereby disposed of in the interest of justice in order to avoid further delay in the trial with direction to the petitioner to appear before the learned trial Court on or before the next date fixed in the trial 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 costs of ₹ 7000/- to be deposited by the petitioner with District Legal Services Authority concerned.
6. However, any observations made hereinabove are not to be construed as expression of opinion on the merits of the case.

( KARAMJIT SINGH )  
JUDGE

January 16, 2024  
Paritosh Kumar

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |