

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

135

CRM-M-8449-2024
Date of Decision.:19.02.2024

Kawaljeet Singh

Petitioner

Vs.

The Sultan Pur Co-operative Housing Building Limited

Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Shri Gursewak Singh son of petitioner Kawaljeet Singh,
in person.

DEEPAK GUPTA, J. (ORAL)

Shri Gursewak Singh, who is son of the petitioner Kawaljeet Singh in person has been heard, since it is stated by him that his lawyer is not appearing due to suspension of work by the Bar.

Perusal of the paper-book would reveal that petitioner was on bail in a criminal complaint case bearing No.NACT/181/2020 titled as 'Sultan Pur Co-operative Housing Building Limited Vs. Kawaljit Singh' under Section 138 of the Negotiable Instruments Act pending in the Court of learned SDJM, Sultanpur Lodhi.

Petitioner did not appear on 18.04.2023. He moved an application for exemption on medical grounds but the same was declined after observing his previous conduct. His bail was cancelled and bonds were forfeited. Warrants of arrest have been issued against the petitioner and the next date of hearing is informed to be 21.02.2024.

After hearing the son of the petitioner and perusing the paper-book, this petition is hereby disposed of with the direction to the petitioner to surrender before the Trial Court concerned on or before 21.02.2024, the date already fixed thereat. On his such appearance, the Trial Court will initiate proceedings under Section 446 Cr.P.C. against the petitioner and after disposal thereof, shall admit the petitioner to bail.

It is made clear that till the disposal of proceedings under Section 446 Cr.P.C., petitioner shall not be taken into custody. If in the meantime, petitioner is sought to be arrested on account of warrants of arrest having being issued against him, he shall be admitted to interim bail to the satisfaction of Arresting Officer.

Since this petition is disposed of without any notice to the respondent, respondent will be at liberty to approach this Court in case, if he is aggrieved.

(DEEPAK GUPTA)
JUDGE

February 19, 2024
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No