

CRM-M-8453-2024

Date of decision :16.02.2024

GAGANDEEP SINGH JAURA ALIAS GAGANDEEP SINGH ALIAS
TITAN AND ANR

... Petitioners

VERSUS

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGHPresent: Mr. Ankit Kharbanda, Advocate,
for the petitioners.

KARAMJIT SINGH, J. (Oral)

Present petition has been filed by the petitioners seeking quashing of order dated 23.10.2023(Annexure P-5) passed by the Court of Additional Sessions Judge, Amritsar, whereby bail bonds and surety bonds of the petitioners were cancelled and they were directed to be summoned through non-bailable warrants of arrest in criminal case having FIR No.0202 dated 08.12.2016 registered under Sections 307 and 34 of IPC and Sections 25 and 27 of Arms Act at Police Station Division B. District Amritsar, on account of their absence on that date.

2. Counsel for the petitioners submits that the petitioner No.1 was granted regular bail vide order dated 19.02.2018 (Annexure P-2) while petitioner No.2 was granted anticipatory bail by this Court vide order dated 20.12.2018(Annexure P-3) and thereafter the petitioners were regularly appearing before the trial Court but on the date fixed i.e. 23.10.2023, the petitioners failed to appear before the trial Court due to

regard to actual date of hearing and resultantly, the impugned order (Annexure P-5) was passed by the trial Court.

3. Counsel for the petitioners submits that the absence of the petitioners on the date fixed before the trial Court was not intentional and that the petitioners are ready to join the proceedings with the trial Court.

4. Notice of motion.

5. Mr. J.S. Dhaliwal, AAG, Punjab accepts notice on behalf of the State and submits that petitioners jumped bail on 23.10.2023 and thus trial Court rightly passed order (Annexure P-5), in accordance with law.

6. In view of the above, without expressing any opinion on the merits of the case the present petition is disposed of with direction to the petitioners to appear in the trial Court within next 10 days and on their doing so, the petitioners are directed to be released on regular bail by the said Court to its own satisfaction subject to cost of Rs.5000/- each which is to be deposited by the petitioners with the District Legal Services Authority concerned.

16.02.2024

Priyanka Thakur

(KARAMJIT SINGH)
JUDGE

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