

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-10433-2024
Date of Decision : February 28, 2024

ARJUN SINGH -PETITIONER

V/S

STATE OF PUNJAB -RESPONDENT

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Rishu Mahajan, Advocate
for the petitioner.

KULDEEP TIWARI, J. (ORAL)

1. Through the instant petition, as instituted under Section 482 of the Cr.P.C., a prayer is made for setting aside the order dated 29.01.2024 (Annexure P-3), as passed by the learned Judge, Special Court, Amritsar, whereby, the bail of the petitioner, as granted vide order dated 06.07.2022 (Annexure P-2), has been cancelled and his bail bonds and surety bonds have been forfeited.
2. The learned counsel for the petitioner submits that the absence of the petitioner before the learned trial Court was neither intentional nor wilful, rather was *bona fide*. What led to the petitioner remaining unrepresented before the learned trial court on the relevant date, was that, the petitioner inadvertently noted down wrong date of hearing.
3. Though the learned counsel for the petitioner has herein challenged the impugned order (Annexure P-3), however, he could not cite any illegality or perversity therein. Therefore, he submits that the

petitioner is ready and willing to join the trial proceedings, in case he is granted adequate protection.

4. Considering the submissions made hereinabove and the innocuous prayer of the learned counsel for the petitioner, though this Court does not find any illegality or perversity in the impugned order (Annexure P-3), however, taking a lenient view, this Court, at this stage, deems it appropriate to grant an opportunity to the petitioner to appear before the learned trial Court.

5. Consequently, the instant petition is disposed of with a direction to the petitioner to appear before the learned trial Court concerned within 15 days from today. Moreover, in case, the petitioner makes an application for grant of bail, the learned Judge concerned shall make an endeavour to decide the said application on the same day itself, while taking a sympathetic and lenient view. The arrest of the petitioner shall remain stayed only till next 15 days. However, in case, the petitioner fails to appear before the learned trial Court concerned within the above stipulated period, the protection granted hereinabove qua his arrest shall stand *ipso facto* vacated, without any further reference to this Court.

6. Disposed of accordingly.

February 28, 2024
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(KULDEEP TIWARI)
JUDGE

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