



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-17832-2024

Date of decision: 29.07.2024

Jitender Mandal and others

.....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Karan Singh, Advocate for the petitioners.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking quashing of order dated 15.12.2018 (Annexure P-7) passed by learned Additional Sessions Judge, Hisar, whereby warrants of arrest were issued against them in Criminal Appeal No.237 of 2018 arising out of FIR No.57 dated 12.02.2008 under Sections 406, 420, 506, 120-B of the IPC registered at Police Station Agroha, District Hisar.

2. Learned counsel for the petitioners at the outset submits that the petitioners are willing and ready to appear, and surrender before the Appellate Court. Hence, in the aforementioned facts and circumstances, the petitioners be protected till their appearance before the Appellate Court, and directions be given to the Trial Court that their application of bail/suspension of sentence, which they would be filing on their surrender, be decided expeditiously.

3. Notice of motion.

4. On asking of the Court, Ms. Trishanjali Sharma, DAG,

Haryana, accepts notice on behalf of respondent No.1-State.



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5. In view of the limited prayer made by the learned counsel for the petitioners, the instant petition is disposed of with directions to the petitioners to appear and surrender before the Appellate Court on or before 31.07.2024. Till then, no coercive steps be taken against the petitioners. However, this shall be subject to payment of costs of Rs.20,000/- to be deposited with the District Legal Services Authority concerned by each of the petitioners, which shall be a condition precedent. The petitioners are also directed to plant 04 indigenous fruit bearing trees and 04 shady trees each within the judicial complex in Hisar, with the specific area to be identified by the District Legal Services Authority concerned on or before 31.07.2024; the DLSA would also ensure the proper maintenance and upkeep of the trees so planted.

6. It is made clear that in case, the petitioners fail to surrender before the Appellate Court on or before 31.07.2024 and to comply with the above said directions, this order shall be of no avail to them, thereafter. In case, on appearance and surrender, the petitioners move an application for bail/suspension of sentence, the Appellate Court shall decide it in accordance with law.

29.07.2024

(MANJARI NEHRU KAUL)

Vinay

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No