



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

143

CRM-M-28912-2024

Date of Decision : May 31, 2024

BHUPENDER KUMAR SHARMA @ BHUPENDER SHARMA

.....Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Sudhir Rana, Advocate
for the petitioner.

KULDEEP TIWARI, J. (Oral)

1. The present petition has been filed for seeking quashing of order dated 6.10.2023 (Annexure P-1), passed by the learned trial Court concerned in complaint No. NI-1346-2017 tilted as “M/s SMG Finance Company Vs. Bhupender Sharma” instituted on 14.12.2017 under Section 138 of the Negotiable Instruments Act, whereby, the bail of the petitioner was cancelled and non-bailable warrants were issued.

2. The learned counsel for the petitioner is unable to point out any illegality in the order dated 6.10.2023, wherethrough, the bail of the petitioner was cancelled and non-bailable warrants were issued. However, he submits that the petitioner is ready and willing to join the proceedings before the learned trial Court concerned.

3. Since there is no perversity or illegality in the impugned order (supra), therefore, the impugned order is maintained and upheld.

4. However, the petitioner is directed to appear before the learned trial Court within 15 days from today, subject to costs of

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Rs.10,000/- to be deposited with the District Legal Services Authority concerned. In case the petitioner surrenders before the learned trial Court concerned, within the prescribed time period and move an application for regular bail, the same shall be heard and decided on the same day after giving adequate opportunity to the parties concerned. Till then the arrest of the petitioner shall remain stayed.

5. Disposed of accordingly.

6. In case, the petitioner fails to surrender before the learned trial Court concerned within 15 days from today, the interim protection shall be deemed to be ipso-facto vacated without any further reference to this Court.

May 31, 2024
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(KULDEEP TIWARI)
JUDGE

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