



**141 IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**CRM-M-28397-2024**

**Date of Decision: May 30, 2024**

**Asish Kumar @ Ashish Kumar**

**...Petitioner**

**Versus**

**State of Punjab**

**...Respondent**

**CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA**

**Present:-** Mr. Naveen Bawa, Advocate for the petitioner.

**DEEPAK GUPTA, J.(Oral)**

By way of this petition filed under Section 482 Cr.P.C., petitioner prays for quashing the order dated 05.04.2024 (Annexure P-4) passed by learned Addl. Sessions Judge, Ludhiana, whereby bail of the petitioner was cancelled, bonds were forfeited and warrants of arrest were issued on account of his non-appearance in case FIR No.213 dated 08.10.2021, under Sections 399, 402 IPC, registered at Police Station Sahnewal, District Ludhiana.

2. Learned counsel for the petitioner contends that after grant of regular bail by the Court of Sessions on 16.11.2021 (Annexure P-2), petitioner was regularly appearing before the Trial Court concerned. However, he could not appear on 05.04.2024 due to which his bail was cancelled and bonds were forfeited. Learned counsel for the petitioner contends that the petitioner is ready to surrender before the Trial Court concerned and that he be provided necessary protection.

3. Notice of motion.

4. Mr. Vinay Kumar Malhotra, DAG, Punjab accepts notice on behalf of respondent-State.

5. Present petition is disposed of with a direction to the petitioner to surrender before the Trial Court on or before 07.06.2024, the date stated to be fixed thereat. On his such surrender, the Trial Court shall initiate the proceedings under Section 446 Cr.P.C. and after disposal of those proceedings, the petitioner shall be admitted to bail. Till the disposal of the 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 been issued against him, he shall be admitted to interim bail to the satisfaction of the Arresting Officer.

**May 30, 2024**

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**(DEEPAK GUPTA)**  
**JUDGE**

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