



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

CRM-M-33472-2024

Date of Decision:- 16.07.2024

JASKARAN SINGH ALIAS LOVELY

....Petitioner

Vs.

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Kulwinder Singh, Advocate for petitioner.

Mr. Kewal Singh, Addl. A.G. Punjab.

AMARJOT BHATTI, J.

1. Petitioner Jaskaran Singh @ Lovely filed petition under Section 482 Cr.P.C. for quashing of order dated 24.01.2024 (P-3) passed by learned JMIC, Sardulgarh in FIR No.176 dated 31.10.2020, under Section 379 of IPC (Later-on added Section 411, 34 of IPC), registered at Police Station Jhunir, District Mansa vide which bail bonds and surety bonds of petitioner have been cancelled and forfeited and non-bailable warrants have been issued.

2. Learned counsel for petitioner argued that after framing of chargesheet on 07.05.2022 he was regularly appearing before the trial Court. His wife was on family way, who was blessed with child on 11.02.2024. Under these circumstances, he could not appear before the trial Court. Learned counsel for petitioner pointed out that present petitioner is ready to face the trial. He will abide by the terms of bail order. Therefore, impugned order may be quashed.



3. Learned counsel representing the State pointed out that there was long intentional absence on the part of present petitioner. Therefore, he is not entitled to any concession.

4. I have considered the arguments. As per record, present petitioner absented for the first time on 12.07.2023. Copy of zimni order is Annexure P-28. Thereafter, present petitioner did not appear on 14.08.2023, 14.09.2023 and 27.10.2023 and ultimately his arrest warrants were issued vide order dated 23.11.2023. It cannot be ignored that there was long absence on the part of present petitioner as a result of which proceedings before the trial Court were adversely effected. Other accused were appearing and facing trial. Proceedings in the trial cannot proceed further in case any of the accused is absent. Therefore, for the speedy trial of the case, lenient view is taken and the petition filed by petitioner for quashing of order dated 24.01.2024 (Annexure P-3) is allowed with the direction to surrender before trial Court/Duty Judge within 15 days from today and be released on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge. It is made clear that in case of non-compliance of this order, no application for extension of time will be entertained.

5. Petition is, accordingly, disposed of.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

16.07.2024

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Whether speaking/reasoned: Yes/No.

Whether reportable: Yes/No