

[283] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-38641-2023
Date of Decision : 12.02.2024

Jai Kishan ...Petitioner
versus
State of Haryana and othersRespondents

Coram : HON’BLE MR. JUSTICE DEEPAK GUPTA
Present : Mr. Bhupender Singh, Advocate for the petitioner.
Mr. Randhir Singh, Addl. AG, Haryana.
Mr. Gazi Mohd. Umair, Advocate for respondent No.2.

DEEPAK GUPTA, J. (ORAL)

- [1] Petitioner had stood surety for accused-Jasbir Singh during the pendency of criminal appeal bearing CRA No.538-2017 titled as ‘Jasbir Singh versus Sukhdev Singh’, arising out of criminal complaint No.777 of 2015 dated 20.02.2015 filed against the judgment and sentence dated 19.07.2017 (Annexure P-1).
- [2] Petitioner had furnished surety bonds of Rs.50,000/-. During proceedings, accused-Jasbir Singh for whom the petitioner had stood surety, absented from trial. Notice to the petitioner was issued. As he did not appear, warrant of arrest was issued and by way of impugned order dated 11.07.2023, he was ordered to be sent to the civil imprisonment till payment of surety amount of Rs.50,000/-.
- [3] By way of order dated 08.08.2023, it was directed that on depositing the amount of Rs.25,000/-, petitioner be released.

[4] That amount has since been deposited by the petitioner as is apparent from order dated 08.08.2023 of learned Sessions Judge, Karnal. Copy of which has been placed on record.

[5] Since petitioner has already paid the amount of Rs.25,000/- out of Rs.50,000/- and there is nothing to show that petitioner intentionally got the accused for whom he stood surety, absented, the remaining amount is deemed to be waived of.

[6] Petition stands disposed of.

(DEEPAK GUPTA)
JUDGE

12.02.2024
'Rajneesh'

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