



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

CRM-M No.40044 of 2024
Date of decision: 20th August, 2024

Navjot Kaur

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Harlove S. Rajput, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner in the instant petition filed under Section 528 of B.N.S.S. is praying for quashing of the order dated 09.07.2024 (Annexure P-8) passed by the learned trial Court vide which non-bailable warrants have been issued against the petitioner in case FIR No.802 dated 13.11.2019 under Sections 406, 420, 120-B of the IPC and section 24 of the Immigration Act registered at Police Station Civil Lines, District Karnal owing to her non-appearance in the Court.

2. Learned counsel for the petitioner submits that the petitioner had been regularly appearing before the Court concerned and it was only on 27.04.2022 that she was unable to put in an appearance because of the medical condition of her son who is a special child and has been diagnosed with 'Autism Spectrum Disorder'. Learned counsel submits that it was thus, for a genuine reason that the petitioner was unable to put in an appearance before the Court. Learned counsel



further submits that the petitioner is ready to appear and join proceedings before the learned trial Court. Hence, in the aforementioned facts and circumstances, the petitioner be protected till her appearance before the Court concerned and the Court be directed that her application, which she would be filing on her surrender, be decided expeditiously.

3. Notice of motion.

4. Ms. Trishanjali Sharma, Dy. Advocate General, Haryana who is present in Court, accepts notice on behalf of the State.

5. I have heard learned counsel for the parties and perused the relevant material on record.

6. In view of the limited prayer made by learned counsel appearing on behalf of the petitioner, the petition is disposed of with direction to the petitioner to appear and surrender before the learned trial Court within ten days from today. Till then, no coercive steps shall be taken against her, subject to payment of costs in the sum of ₹5,000/- which shall be deposited with the District Legal Services Authority (DLSA), Karnal.

7. However, it is made clear that in case the petitioner fails to surrender before the Court concerned within the above stipulated time period, this order shall be of no avail to her, thereafter. In case, on appearance and surrender, the petitioner moves an application for bail,



the learned trial Court shall make earnest efforts to decide the same expeditiously, in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

August 20, 2024
rps

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