



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

113

CRM-M-48662-2024(O&M)
Date of Decision: 30.09.2024

JOEMAN GEORGE
STATE OF U.T. CHANDIGARH

VERSUS

....Petitioner
....Respondent

CORAM : HON’BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Arjun Sheoran, Advocate for the petitioner.
Mr. Manish Bansal, P.P., U.T., Chandigarh.

MANISHA BATRA, J. (Oral)

1. The instant petition has been filed by the petitioner seeking quashing of order dated 18.07.2024 passed by learned Court of Judicial Magistrate First Class, Chandigarh in case No.PCH/1449/2023 titled as “State of U.T. Chandigarh Vs Jeomon George” registered under Section 482, 490 and 491 of Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 whereby the bail of the petitioner was cancelled and his bonds were forfeited to the State. The petitioner is facing trial in the aforementioned case, he was admitted to regular bail vide order dated 26.07.2023. An application for seeking exemption of appearance had been moved on 21.02.2024 which was allowed, however, he could not put appearance on 18.07.2024 as a result of which the bail of the petitioner was cancelled and bonds were forfeited to the State and by virtue of that order nonailable warrants had been issued and notice to his surety was issued for 08.10.2024.



2. It is argued by learned counsel for the petitioner that he has absented himself on 18.07.2024 on account of noting down wrong date by the Clerk of his counsel and not on account of any fault on his part. He is ready to join the Court proceedings. His absence was un-intentional and bonafide and therefore it is urged that petition may be allowed.

3. Heard.

4. Admittedly the petitioner had been granted concession of bail by the learned trial court and had been appearing before it. He absented himself on 18.07.2024 due to which his bail was cancelled and bonds were forfeited to the State. The case is now fixed for 08.10.2024. The petitioner is ready to abide by terms and conditions to be imposed by this Court and undertakes to join the Court proceedings regularly. As such, no useful purpose would be served by detaining him in custody. Accordingly, the petition is disposed of and the petitioner is directed to surrender before the trial Court on or before date fixed. In case of his surrendering, learned Court shall release the petitioner on bail subject to his furnishing personal/surety bonds to his/her satisfaction.

5. A copy of this order be sent to concerned Court.

(MANISHA BATRA)

JUDGE

30.09.2024

Deepak Patwal

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No