



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

CRM-M-53647-2024

Date of Decision : 25.10.2024

ADARSH KUMAR AND ANOTHER

.....Petitioners

VERSUS

CENTRAL BUREAU OF INVESTIGATION

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Jashan Mehta, Advocate and
Mr. Maan Akashdeep Singh, Advocate
for the petitioners.

KULDEEP TIWARI, J.(Oral)

1. Through the instant petition, preferred under Section 528 of the BNSS, 2023, prayer is made for quashing of impugned order dated 23.10.2024 (Annexure P-2), passed by the learned Special Judge, CBI, Chandigarh (hereinafter referred to as 'the learned trial court concerned'), whereby, non-bailable warrants against the present petitioners have been issued in case FIR No.RC-219-2020-E-0002, dated 04.02.2020, under Sections 120-B r/w Sections 420, 468. 471 of the IPC read with Section 13(1)(d) of the Prevention of Corruption Act, 1988, registered at Police Station CBI, EO-1, New Delhi. He further prays for staying the operation of impugned order.

2. Learned counsel for the petitioners submits that the petitioners were granted the relief of anticipatory bail vide orders dated 09.10.2024 (Annexure P-1 and P-2) by the learned trial court concerned, and they were directed to furnish their respective bail bonds, in the sum

of Rs.1.00 lakh with one surety in the like amount to the satisfaction of the said court/Duty Magistrate, within 15 days of passing of the orders (*supra*).

3. Learned counsel for the petitioners submits that on account of ongoing indefinite lawyers strike in the court concerned, the petitioners failed to furnish the requisite bail bonds in pursuance of the orders (*supra*), more so, the said bonds are ready with the petitioners, a copy of which is annexed as Annexure P-3.

4. He also submits that due the reasons as mentioned above, the petitioners could not comply with directions of the learned trial court concerned, which is purely *bona fide* and beyond the control of the present petitioners.

5. He further submits that the petitioners are ready and willing to furnish the said bail bonds in case, in case an adequate protection is granted to them.

6. This Court finds the prayer as, made by learned counsel for the petitioner, innocuous and *bona fide*, therefore, the instant petition is **disposed of**, with a direction to the petitioners to furnish their fresh bail and surety bonds in pursuance of the directions issued by the learned trial court concerned, vide orders dated 09.10.2024 (Annexures P-1 and P-2), within 15 days, from today.

7. Till the next 15 days from today, operation of the impugned order dated 23.10.2024 (Annexure P-2), shall remain stayed.

8. It is made clear that in case, the petitioners fail to furnish

fresh bail bonds and cause appearance before the learned trial court concerned, within 15 days from today, the inerim direction, given hereinabove, shall *ipso facto* vacated, without further reference to this Court.

9. All pending application(s), if any, also stand **disposed** of accordingly.

October 25, 2024
dharamvir

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No