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

CRM-M-54271-2024

Date of Decision:- 29.10.2024

Amit Kumar alias Piti

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Vikas Bishnoi, Advocate for petitioner.

Mr. Rupinder Singh Jhand, Addl. A.G., Haryana.

AMARJOT BHATTI, J.

1. Petitioner Amit Kumar alias Piti has filed this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for setting aside impugned order dated 23.08.2024 passed by learned Special Judge, Fatehabad, in FIR No.13 dated 07.01.2022, under Section 21(b) of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station City Fatehabad, District Fatehabad (Annexure P-1) vide which bail of petitioner has been cancelled and bail bonds and surety bonds are also cancelled and forfeited to the State with further prayer any other appropriate order or direction which the Court may deem fit.

2. Learned counsel for petitioner argued that he was marked absent on 23.08.2024. Copy of impugned order is Annexure P-3 vide which his bail order was cancelled and his bail bonds and surety bonds were forfeited to the State. His arrest warrants were issued for 27.09.2024.



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On that day, his presence was wrongly marked through video conferencing, since, he was already released from jail on 28.05.2024. Present petitioner filed application for necessary correction. Said application was disposed of vide order dated 23.10.2024 (Annexure P-5). It is argued that petitioner could not appear in the Court due to wrong noting down of the date. There was no intentional absence on his part.

3. I have considered the facts stated by learned counsel for petitioner. Present petition has been filed without unnecessary delay. He is ready to face the trial. Taking a lenient view, present petitioner is directed to surrender before the learned trial Court within two weeks from today and be released on bail to the satisfaction of learned trial Court. In case there is failure on the part of petitioner to comply the aforesaid direction, then the Court may proceed as per law.

4. Petition is accordingly, disposed of.

5. Pending miscellaneous application(s), if any, stand disposed of accordingly.

(AMARJOT BHATTI)
JUDGE

29.10.2024

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