



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

129

CRM-M-58842-2024(O&M)
Date of Decision: 25.11.2024

BALJINDER SINGH @ GORI

....Petitioner

VERSUS

STATE OF PUNJAB

....Respondent

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Robindeep Singh Bhullar, Advocate for the petitioner.

Ms. Ruchika Sabherwal, Sr. DAG, Punjab..

MANISHA BATRA, J. (Oral)

1. Prayer in this petition has been made by the petitioner for quashing of order dated 18.11.2024 passed by learned Judge, Special Court, Moga whereby his application for exemption from personal appearance had been dismissed, his bail was cancelled and surety bonds were forfeited to the State and non-bailable warrants were ordered to be issued against him. Though in the head note as well as prayer clause of the petition, quashing of order dated 18.11.2024 has been sought for, however, on oral request of the learned counsel for the petitioner to the effect that it is in fact quashing order dated 08.10.2024 which has been challenged and it is due to some inadvertent typing mistake that it was wrongly mentioned as 18.11.2024. The requisite correction is ordered to be made in the head note as well as prayer clause of the petition and



instead of 18.11.2024, the date of impugned order is directed to be written as 08.10.2024.

2. Vide order dated 08.10.2024, prayer made on behalf of the petitioner for granting exemption from appearance had been declined by the learned trial Court, his bail was cancelled and sureties were forfeited and non bailable warrants were ordered to be issued for 29.10.2024.

3. Learned counsel for the petitioner has placed on record copies of orders of dated 29.10.2024 and 21.11.2024 showing that now warrants of arrest has been issued for 26.11.2024. It is submitted by learned counsel for the petitioner that absence on the date of passing impugned order was not intentional and it was due to the reason that he had gone to Madhaya Pradesh as he is driver on a combine harvester so could not be able to return back. He had moved an application for exemption but the same had been dismissed. His absence was not intentional or deliberate and he is ready to abide by terms and conditions to be imposed upon him by learned trial Court and also is willing to join the proceedings before the learned trial Court. It is therefore, urged that the petition be allowed.

4. Keeping in view the fact that the petitioner is willing to join the proceeding before the learned trial Court and to abide by terms and conditions to be imposed upon him, the petition is disposed of by



giving direction to the petitioner to surrender before the learned trial Court by tomorrow i.e. 26.11.2024. It is further ordered that on his surrender and on moving appropriate application, the learned trial Court shall admit him to bail subject to his furnishing fresh personal/surety bonds to its satisfaction.

5. Copy of this order be given to learned counsel for the petitioner under the signature of the Reader of this Court.

25.11.2024

Deepak Patwal

(MANISHA BATRA)
JUDGE

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