

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

**Neutral Citation No. 2024:PHHC:016000  
CRM-M-64657-2023  
Date of Decision: February 06, 2024**

**Kamal Gill**

**...Petitioner**

**Versus**

**State of Punjab**

**...Respondent**

**CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA**

**Present:-** Mr. Rishu Mahajan, Advocate for the petitioner.

**DEEPAK GUPTA, J.(Oral)**

By way of this petition filed under Section 482 Cr.P.C., petitioner prays to set aside the order dated 06.10.2023 (Annexure P-3) passed by learned Chief Judicial Magistrate, Jalandhar, whereby bail granted to the petitioner in a case arising out of FIR No.25 dated 22.02.2021, under Sections 419, 420, 465, 467, 468, 471 and 120-B of IPC, registered at Police Station Division No.7, Jalandhar, was cancelled and warrants of arrest were directed to be issued against the petitioner.

2. Learned counsel for the petitioner contends that petitioner was suffering from pancreas acute and had moved an application for exemption, but the same was declined and his bail was cancelled.

3. Notice of motion.

4. Mr. Anmol Singh Sandhu, AAG, Punjab accepts notice on behalf of respondent-State.

5. A perusal of the impugned order would reveal that before cancelling the bail, the Court concerned had noticed the previous conduct of the petitioner, inasmuch as he was moving repeated applications for seeking exemption.

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6. Learned counsel for the petitioner assures this Court that after the grant of bail to the petitioner by this Court, he will not seek any exemption till the charges are framed and thereafter will move the application only by supporting the necessary documents regarding his medical condition.

7. Be that as it may, this petition is hereby disposed of with a direction to the petitioner to surrender before the Trial Court concerned on or before 26.02.2024. On his such surrender, the Trial Court shall initiate the proceedings under Section 446 Cr.P.C. and after disposal of those proceedings, the petitioner shall be admitted to bail. Till the disposal of the proceedings under Section 446 Cr.P.C., petitioner shall not be taken into custody. If in the meantime, petitioner is sought to be arrested on account of warrants of arrest having been issued against him, he shall be admitted to interim bail to the satisfaction of the Arresting Officer.

8. It is also made clear that till the framing of the charges by the Court concerned, petitioner shall not move any application for exemption. Thereafter, he will be at liberty to move an application, which will be considered by the Court concerned in accordance with law when it is supported by the cogent supporting documents.

**February 06, 2024**  
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**(DEEPAK GUPTA)**  
**JUDGE**

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