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

**CRM-M-61664-2024
DECIDED ON: 09.12.2024**

ARJUN

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Neeraj Yadav, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 528 of BNSS, 2023 for quashing of impugned order dated 05.11.2024 passed by learned Additional Sessions Judge, Rewari (Annexure P-2) and order dated 27.11.2024 (Annexure P-3) vide which bail of the petitioner was cancelled and his bail bonds/surety bonds were forfeited and he has been summoned through non-bailable warrants.
2. Learned counsel for the petitioner submits that the petitioner could not appear on 05.11.2024, as he was not well and asked his counsel before the trial Court to move an application for exemption of his personal appearance, but his counsel failed to do so and, therefore, his bail was cancelled by the trial Court and he has been summoned through non-bailable warrants.
3. He undertakes before this Court that the petitioner is ready and willing to surrender before the trial Court.

4. Be that as it may, without going further into the technicalities and the legality of the order, once the petitioner is ready and willing to join the trial proceedings, as has been undertaken before this Court, this Court deem it appropriate to dispose of the petition at this stage itself.

5. The petitioner shall surrender before the trial Court within a period of 10 days from today and in case, he move an application for regular bail on that day or any other subsequent date, same may be considered and decided in accordance with law preferably on that very day itself.

6. However, this Court is also sanguine of the fact that due to absence may be on account of the reasons, as has been detailed in the petition and submitted before this Court during the course of hearing, the fact remains that trial has been delayed.

7. As a penalty for causing delay in the trial proceedings, the petitioner penalized with a cost of Rs.10,000/-. The cost shall be deposited with the Punjab & Haryana High Court Bar Clerk's Association.

8. A copy of receipt qua the deposit of such cost shall be furnished before the trial Court at the time of surrender.

9. The petition stands disposed off, in the aforesaid terms.

(SANDEEP MOUDGIL)
JUDGE

09.12.2024

Meenu

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>