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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-61605-2024
DECIDED ON: 09.12.2024

INDERJIT SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Kuldeep Singh Siwach, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 482 Cr.P.C., for quashing of impugned order dated 27.08.2024 passed by learned Additional Sessions Judge, Fatehabad (Annexure P-19) 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 on 27.08.2024, the petitioner could not appear before the trial Court, as he has noted down wrong date of hearing as 27.11.2024 instead of 27.08.2024 and due to this reason, the bail bonds and surety bonds were cancelled and he has been summoned through non-bailable warrants. He further submits that the absence of the petitioner is neither intentional nor deliberate, but due to inadvertent error and circumstances, which were beyond his control.

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 7 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 is penalized with a cost of Rs.10,000/-. The cost shall be deposited with the Chandi Kusht Asshram Society, (account No.1445265900) (IFSC Code KKBK0004211), Kotak Mahindra Bank, Sector 46-C Chandigarh.

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

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*