



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

**CRM-M-1902-2025
DECIDED ON: 16.01.2025**

RAHUL

.....PETITIONER

VERSUS

STATE OF U.T. CHD

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Parmendr Singh, Advocate
for the petitioner.

Mr. Vivek Singla, APP, UT, Chandigarh.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 482 BNSS seeking anticipatory bail to the petitioner, which has been cancelled vide order dated 23.09.2024 in FIR No.02 dated 01.01.2024, under Sections 379-A, 411, 34 of IPC, registered at Police Station 31, District Chandigarh.

Learned counsel for the petitioner submits that the petitioner is regularly appearing before the trial Court, but due to miscommunication between him and the counsel appearing before the trial Court, the petitioner could not appear on 23.09.2024 on which his bail is cancelled and he was summoned through Warrant of Arrest.

Learned counsel for the petitioner further submits that the absence of the petitioner was neither intentional nor deliberate but occurred due to the circumstances, which were beyond his control. He undertakes before this Court on

behalf of the petitioner that he is ready and willing to surrender before the trial Court.

Be that as it may, without going further into the issue, 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 petitioner at this stage itself.

In the light of above, the order dated 23.09.2024 is hereby quashed and the petitioner is directed to surrender before the trial Court within a period of ten days from receipt of certified copy of this order. In case, he moves an application for bail, the same shall be considered on that very day in accordance with law.

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 unnecessarily.

As a penalty for causing delay in the judicial process, 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.

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

(SANDEEP MOUDGIL)
JUDGE

16.01.2025

Meenu

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