

2025:PHHC:006792



125.

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

CRM-M-2292-2025

Date of decision: 17.01.2025

Sachin alias Sachin Madan and another

.... Petitioners

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Vedant Setia, Advocate and Mr. Digvijay Nagpal,
Advocate for Mr. Vishal Mittal, Advocate, for the petitioners.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners under Section 528 of BNSS are seeking quashing of impugned order dated 08.11.2024 (Annexure P-2) passed by learned Judicial Magistrate Ist Class, Derabassi, vide which the bail of the petitioners was cancelled and their bail bonds were forfeited to the State and non-bailable warrant of arrest were issued against them in case FIR No.0603, dated 11.12.2021, under Sections 420, 120-B of IPC and Section 13 of Public Gambling Act, registered at Police Station Zirakpur, District SAS Nagar (Mohali).

2. Learned counsel for the petitioners submits that it is on account of noting a wrong date, the impugned order has been passed. Non-appearance of the petitioners is neither deliberate nor intentional. Learned counsel further submits that the petitioners are ready and willing to appear and surrender before the Trial Court. Hence, in the aforementioned facts and circumstances, the petitioners be protected till their appearance before

the Trial Court and directions be given to the Trial Court that their bail applications, which they would be filing on their surrender, be decided expeditiously.

3. Notice of motion.
4. On asking of the Court, Mr. H.S. Deol, Senior DAG, Punjab accepts notice on behalf of respondent-State.
5. In view of the limited prayer made by the learned counsel for the petitioners, the instant petition is disposed of with the following directions:

The petitioners are to appear and surrender before the trial Court within 07 days from today. Till then, no coercive steps be taken against the petitioners. This is contingent upon the petitioner paying a cost of Rs.10,000/- to be deposited with the District Legal Services Authority concerned.

6. It is made clear that in case, the petitioners fail to surrender before the Trial Court within 07 days from today, this order shall be of no avail to them thereafter. In case, on appearance and surrender, the petitioners move application(s) for bail, the Trial Court shall make earnest efforts to decide the same expeditiously, in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

January 17, 2025
sanjeev

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