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

**CRM-M-3757-2025
DECIDED ON: 23.01.2025**

SANDEEP SINGH ALIAS SEEPA

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Harpreet Maini, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 528 of BNSS Act, 2023 for quashing of the impugned order dated 29.11.2024 (Annexure P-3) passed by trial Court vide which the petitioner has been summoned through non-bailable warrant in FIR No.136 dated 18.04.2023, registered under Section 21(b) of NDPS Act, 1985.

2. Learned counsel for the petitioner submits that the petitioner was regularly appearing before the trial Court, but on 29.11.2024, the petitioner could not appear, as he noted down the wrong date of its hearing i.e., 29.12.2024 instead of 29.11.2024 on which bail order of the petitioner was cancelled and he was summoned through non-bailable warrants.

He further submits that the non-appearance of the petitioner was neither intentional nor deliberate, but due to communication gap between

the counsel and the petitioner. He undertakes before this Court that the petitioner will surrender before the trial Court and join the trial proceedings.

4. Be that as it may, without going further into the technicalities 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 moves 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 unnecessarily.

7. 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.

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

23.01.2025

Meenu

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