

2025:PHHC:020425



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

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CRM-M-7727-2025 (O&M)

Date of decision: 13.02.2025

Sukhwinder Singh**...Petitioner****Versus****State of Punjab and another****...Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Ms. Neha Sodhi, Advocate
for the petitioner.

MANISHA BATRA, J. (Oral)

1. The instant one is the second petition that has been filed by the petitioner under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of order dated 15.01.2025, passed by the Court of learned Judicial Magistrate First Class, Fatehgarh Sahib in case titled as ***Gurpreet Singh vs. Sukhwinder Singh***, arising out of a complaint bearing No. NACT/121/2021, filed under Section 138 of the Negotiable Instruments Act, 1881, whereby the petitioner had been declared a proclaimed person

2. After advancing arguments at length, learned counsel for the petitioner could not point out any lacuna in the impugned order. However, he has submitted that since the petitioner is ready to join the Court proceedings, he may be directed to surrender before the learned trial Court.

3. Keeping in view the limited prayer made by the petitioner and the fact that he is ready to join the Court proceedings which would obviously help in speedy conclusion of trial, the present petition is disposed of. The petitioner

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is directed to surrender before the learned trial Court within a period of 15 days from today and on doing so, the learned trial Court shall release him on bail, subject to his furnishing fresh personal/surety bonds to its satisfaction.

4. Till the appearance of the petitioner before the learned trial Court, his arrest shall remain stayed.

5. It is made clear that in case the petitioner fails to appear before the learned trial Court within the stipulated time, this petition shall be deemed to be dismissed.

6. However, this relief shall be subject to payment of cost of Rs. 20,000/-, to be deposited by the petitioner with the learned trial Court, which shall be disbursed to the respondent No. 2/complainant.

13.02.2025

Waseem Ansari

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No