



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

CRM-M-8526-2025

Date of Decision: 17.02.2025

Sh. Naveen Bajaj

...Petitioner

vs.

M/s Shree Vaibhav Luxmi Trading Co.

...Respondent

Coram : Hon'ble Mr. Justice N.S. Shekhawat

Present : Mr. Sidhant Dhingra, Advocate
for the petitioner.

N.S. Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 528 of B.N.S.S with a prayer to quash the impugned orders dated 16.01.2025 (Annexure P-1) and 20.01.2025 (Annexure P-2) passed by the Court of Judicial Magistrate Ist Class, Ambala, whereby the bail of the petitioner was cancelled and the bail bonds and surety bonds were ordered to be forfeited to the State and the petitioner was ordered to be summoned through non-bailable warrants of arrest.

2. Learned counsel for the petitioner contends that the petitioner was on bail and was regularly appearing before the Trial Court and never misused the concession of bail, however, he could not appear before the Trial Court on 16.01.2025, as his father was unwell. Due to non-appearance of the petitioner, the Trial Court had cancelled the bail and the bail bonds and surety bonds were ordered to be forfeited to the State and the petitioner was ordered to be summoned through non-bailable warrants of arrest. Learned counsel for the

petitioner next contends that the petitioner is ready to surrender before the Court and shall join the trial proceedings. He further contends that the petitioner shall appear on each and every date of hearing, before the Trial Court and shall not absent himself during the Court proceedings.

3. I have heard the learned counsel for the petitioner and perused the record.

4. It is not in dispute that the petitioner was on bail earlier and was regularly appearing before the Trial Court, however, on one date i.e. 16.01.2025, he could not appear before the Trial Court. Thus, taking a lenient view of the matter, the petitioner is permitted to surrender before the Trial Court/Duty Magistrate within a period of two weeks from today and on his surrender, he shall be admitted to bail. It is also ordered that the earlier bail bonds/surety bonds furnished by the petitioner shall be restored.

5. At the time of surrender, the petitioner shall also file an affidavit before the concerned Court that he shall continue to appear before the Court on each and every date of hearing and shall not absent himself during the court proceedings, except with prior permission of the Court.

6. The Trial Court/Duty Magistrate shall also be at liberty to impose any other conditions, as it deems fit in the peculiar facts and circumstances of case.

7. The petition stands allowed in the above terms.

(N.S.SHEKHAWAT)
JUDGE

17.02.2025
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No