



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

136

CRM-M-8558-2025

Date of decision: 14.02.2025

P.K. Mohammad

.....Petitioner

Versus

Nadras T.U. and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ramesh Sharma, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking quashing of order dated 03.10.2024 (Annexure P-3) passed by learned Trial Court, whereby non-bailable warrants have been issued against him in Criminal Complaint No.NACT/68/2022 dated 06.01.2022 under Section 138 of the Negotiable Instruments Act, 1881 (Annexure P-1).

2. Learned counsel for the petitioner at the outset submits that the petitioner is suffering from an eye ailment and hence, he would not be able to travel from Kerala to Amritsar to appear and surrender before the learned Trial Court. A lenient view be taken and he be granted four weeks time to appear and surrender before the learned Trial Court and he be protected till his appearance before the learned Trial Court, and directions be also given to the Trial Court that his application of bail, which he would be filing on his surrender, be decided expeditiously.

3. Notice of motion.

4. On asking of the Court, Mr. H.S. Deol, Sr. DAG, Punjab,

accepts notice on behalf of respondent No.2-State.

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5. In view of the limited prayer made by the learned counsel for the petitioner, the instant petition is disposed of with directions to the petitioner to appear and surrender before the Trial Court on or before 15.03.2025. Till then, no coercive steps be taken against the petitioner. However, this shall be subject to payment of costs of Rs.10,000/- to be deposited with the District Legal Services Authority concerned, which shall be a condition precedent.

6. It is made clear that in case, the petitioner fails to surrender before the Trial Court on or before 15.03.2025, this order shall be of no avail to him, thereafter. In case, on appearance and surrender, the petitioner moves an application for bail, the Trial Court shall make earnest efforts to decide it expeditiously, in accordance with law.

14.02.2025

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**(MANJARI NEHRU KAUL)
JUDGE**

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