



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

CRM-M-9879-2025

Date of Decision: **27.02.2025**

Sunny Kumar Alias Nanni

...Petitioner

Versus

State of Punjab

...Respondents

CORAM: HON'BLE MR. JUSTICE H.S. GREWAL

Present: Mr. Armaan Gagneja, Advocate
for the petitioner.

Mr. Eklavya Darshi, DAG, Punjab.

H.S. GREWAL, J. (ORAL)

1. The prayer in this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 is for setting aside/quashing of the impugned order dated 10.01.2025 (Annexure P-4) vide which bail of the petitioner has been cancelled and bail bonds/surety bonds have been forfeited and non-bailable warrant has been issued in case SC/171/2023 titled as “***State of Punjab Vs. Manish Kumar @ Mani etc.***” in case FIR No.05 dated 15.01.2023 (Annexure P-1) under Sections 323/324/379-B/148/149 of IPC, 1860 registered at Police Station City Muktsar, District Sri Muktsar Sahib.

2. Learned counsel for the petitioner submits that earlier the petitioner was granted concession of regular bail by the Court of Ld. Sessions Judge, Sri Muktsar Sahib vide order dated 09.06.2023 (Annexure P-2) and thereafter, he was appearing regularly before the trial Court. But on 10.01.2025, petitioner failed to appear before the Court due to some misunderstanding with his lawyer with regard to the date fixed. So, his absence

from the Court was not intentional. Learned counsel for the petitioner further submits that the next date fixed before the trial Court is tomorrow i.e. 28.02.2025 and petitioner undertakes to appear before the trial Court on each and every date and in case, he fails to appear, his bail bonds/surety bonds may be cancelled.

3. Learned State counsel, however, submits that the petitioner intentionally did not appear before the trial Court so his bail was rightly cancelled.

4. I have heard the learned counsel for the petitioner as well as counsel for the State and perused the file.

5. Keeping in view the fact that petitioner is now ready to surrender and face trial. His detention in jail would not serve any purpose.

6. Without commenting upon the merits of the case, the present petition is **disposed of** with a direction to the petitioner to surrender before the trial Court on 28.02.2025, however subject to payment of Rs.5000/- as costs, to be deposited with the concerned District Legal Services Authority. It is made clear that in case, the petitioner fails to surrender before the trial Court tomorrow, this order shall be of no avail to him thereafter. In case, the petitioner moves an application for bail, the trial Court shall make earnest efforts to decide it on the same day in accordance with law.

27.02.2025

Parveen kumar

(H.S. GREWAL)
JUDGE

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