



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

**CRM-M-10566-2025
Date of decision : 25.02.2025**

Baskala @ Geeta

.....Petitioner

Versus

Raja Ram and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Ketan Antil, Advocate for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

1. Prayer in the present petition is for quashing of order dated 11.10.2023 passed by the learned Judicial Magistrate Ist Class, Ellenabad, whereby the bail bonds and surety bonds of the petitioner were cancelled and forfeited to the State in complaint case bearing CIS No.COMI-23-2018 titled as 'Raja Ram Vs. Baskala @ Geeta etc.' pending before the Id. JMIC, Ellenabad, Sirsa.

2. It has been submitted by learned counsel for the petitioner that the petitioner was granted concession of bail by the trial Court vide order dated 08.08.2022 and she was regularly appearing before the trial Court. He has submitted that on 11.10.2023, the petitioner informed his counsel that application for exemption from personal appearance may kindly be moved and the same was declined on the ground that there is no proper justification for her absence and her bail order was cancelled and bail bonds and surety bonds were forfeited to the State. He has submitted that absence of the petitioner was totally unintentional. He has further submitted that the petitioner is ready and willing to appear before the trial Court and comply with all the conditions imposed upon her.

3. Notice of motion to official respondent only.

4. On asking of the Court, Mr. Sumit Jain, Addl. A.G., Haryana



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

5. Learned State counsel has opposed the submissions made by learned counsel for the petitioner and has stated that the trial Court has rightly cancelled the bail granted of the petitioner who remained absent on 11.10.2023 without any valid reason.

6. After hearing counsel for the petitioner and perusing the record, it is apparent that the petitioner remained absent on 11.10.2023 and her bail was cancelled. Now, the petitioner is keen to join the proceedings. So keeping in view the abovesaid facts, the present petition is disposed of and the impugned order dated 11.10.2023 is *set aside* subject to payment of Rs.10,000/- as costs to be paid to the ‘**Spinal Rehab Centre, Chandigarh, Plot No.1, Madhya Marg, Sector-28/A, Chandigarh**’ by the petitioner within one week from today. In case, the petitioner appears and surrenders before the Court concerned within a period of 10 days from today and files an application for bail alongwith receipt of abovesaid costs, the Court concerned is directed to admit her to bail subject to its satisfaction and proceed with the trial in accordance with law. She will have protection from arrest for a period of 10 days from today.

7. Needless to say that in case the petitioner fails to comply with the abovesaid direction, he will have no benefit of abovesaid protection granted by this Court and order under challenge dated 11.10.2023 would come in force and the present petition shall be deemed to have been dismissed.

25.02.2025

ps-I

(**RAJESH BHARDWAJ**)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No