

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

2025:PHHC:030389



CRM-M-10622-2025

Date of Decision:04.03.2025

**PARYAAG MUNI ALIAS PRIYAG MUNNI
Vs.**

...Petitioner

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Kanwar Abhay Singh , Advocate
for the petitioner.

SANDEEP MOUDGIL, J. (Oral)

The present petition has been filed under Section 528 of the B.N.S.S for setting aside the order dated 13.02.2025, Annexure P-10, passed by the court of learned ASJ/JSC, Ludhiana, in FIR No. 67 dated 16.04.2023, Annexure P-1, under section 18, 61 & 85 of NDPS Act, registered at Police Station Khanna City-2, District Ludhiana, whereby process under Section 82 Cr.P.C to declare the Petitioner as proclaimed offender has been issued.

Learned counsel for the petitioner submits the petitioner being unaware of the presentation of challan and the consequential commencement of proceedings in the present FIR could not appear before the trial Court on successive dates of hearing, and on 04.01.2024, his bail bonds and surety bonds were cancelled and he was summoned through warrants of arrest. He did not had any intention to avoid attendance in the Court proceedings. He undertakes that the petitioner will surrender before the trial Court on 18.03.2025, and shall join the trial proceedings without any delay or default in future.

Notice of motion.



On the asking of the Court, Mr. Jaspal Singh Guru, AAG Punjab, accepts notice on behalf of the respondent-State, who is not averse to the undertaking given by the petitioner that he will surrender before the trial Court on 18.03.2025.

Considering the submissions made by counsel and also in appreciation of the fact that surrendering will only speed up the proceedings before the Trial Court which is one of the essence as enshrined under Article 21 of the Constitution of India, the petitioner is hereby directed to surrender before the trial Court on 18.03.2025, which is the next date of hearing and is evident from the order dated 13.02.2025, Annexure P-10, and apply for regular bail.

In case, such an application for bail is moved by the petitioner before the learned trial Court, the same shall be considered on the same date along with surety and bail bonds which were earlier furnished.

However, it is made clear that in case the petitioner does not abide by the aforesaid undertaking, the respondent/State shall be at liberty to move an appropriate application for revival of the instant petition.

The instant petition is disposed of in the aforesaid terms.

(SANDEEP MOUDGIL)
JUDGE

04.03.2025

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