



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

CRM-M-11595-2025

Date of decision: 19.03.2025

ARSHDEEP SINGH ALIAS ARSH

....PETITIONER

Versus

STATE OF HARYANA

...RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Kuldeep Singh Siwach, Advocate for the petitioner.

Mr. Praveen Bhadu, AAG, Haryana.

SANJIV BERRY, J. (ORAL)

The instant petition under Section 482 of Cr.P.C, has been filed for quashing of the impugned order dated 24.10.2024 (Annexure P-5) passed by the learned Sessions Judge, Fatehabad, vide which the bail of the petitioner has been cancelled and his bail bonds has been forfeited to the State in case bearing FIR No.351 dated 22.11.2022 registered under Sections 394, 201, 34 of IPC and Section 25 of Arms Act, 1959 (Section 397 of IPC has been added and Section 394 of IPC has been deleted) at P.S. City Ratia, District Fatehabad.

2. It is, *inter alia*, contended by learned counsel for the petitioner that in compliance to the order passed by this Court on 01.03.2025, the petitioner has appeared before the learned trial Court and furnished the requisite bail bonds. In support of his contention, he has placed on record copy of order dated 06.03.2025 passed by learned Sessions Judge, Fatehabad, in this regard. He has also deposited cost of Rs.5,000/- in compliance to the order dated 01.03.2025.

3. This aspect is not disputed by learned State counsel.



CRM-M-11595-2025

2

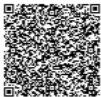
4. During the course of hearing on 01.03.2025 following order was passed:

“ 2. It is, *inter alia*, contended by learned counsel for the petitioner that the petitioner, after being arrested in case FIR (Annexure P-1), he was granted concession of bail vide order dated 07.12.2023 (Annexure P-2). Thereafter, the petitioner had been regularly appearing before the learned trial Court, however, on 24.10.2024, the petitioner could not appear in Court due to having wrongly noted the date leading to learned trial Court passing the order cancelling his bail and issuing non-bailable warrants of arrest vide impugned order dated 24.10.2024 (Annexure P-5). He submits that in the meanwhile the petitioner was arrested in another case bearing FIR No.305 of 2024 at P.S. Sadar Ratia and was lodged in jail wherein he was granted concession of bail. He submits that the case is now pending before the learned trial Court for 06.03.2025 for appearance of the petitioner on account of impugned order (Annexure P-5). He submits that the absence of the petitioner was not intentional but on account of having wrongly noted the date. He submits that the petitioner is ready to appear before the learned trial Court and to face the trial and submits that if granted concession of bail, the petitioner will regularly appear before the learned trial Court on each and every date of hearing without fail. Hence, the present petition.

3. Notice of motion.

4. On the asking of the Court, Mr. Arun Kumar Gujjar, AAG, Haryana, who is present in Court, accepts notice on behalf of the respondent-State and has not disputed the factual matrix of the case.

5. List on 19.03.2025.



CRM-M-11595-2025

3

6. *In the meanwhile, the petitioner is hereby directed to appear before the learned Trial Court/Judge on duty on or before 06.03.2025 and in the event of their arrest, he is ordered to be released on interim bail on his furnishing personal/surety bonds to the satisfaction of the concerned trial Court/Judge on duty.*

7. *The petitioner is further directed to furnish specific undertaking before the concerned Court that he will regularly appear on each and every date of hearing and in case of any exigency, he will seek exemption from the Court in accordance with law.*

8. *The petitioner is also burdened with cost of Rs.5,000/- to be deposited with the District Legal Services Authority, Fatehabad, as a condition precedent for his admission to interim bail.”*

5. Keeping in view the fact that the petitioner has already appeared in the Court and furnished his requisite bail/surety bonds consequent to the order dated 01.03.2025, passed by this Court, the present petition is allowed. The order dated 24.10.2024 (Annexure P-5), passed by learned Sessions Judge, Fatehabad, stands quashed and the interim bail granted vide order dated 01.03.2025 is hereby confirmed.

6. The petition stands disposed of.

(SANJIV BERRY)
JUDGE

19.03.2025
kanika

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |