



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

CRM-M-11866-2025
Date of decision: 03.03.2025

Gurpreet Singh @ Preet

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Rahul Soi, Advocate for the petitioner.

KARAMJIT SINGH, J. (ORAL)

1. The present petition has been filed by the petitioner under Section 528 of BNSS seeking quashing of order dated 17.07.2024 Annexure P-2 passed by the Court of Chief Judicial Magistrate, Sangrur vide which the bail of the petitioner was cancelled and he was directed to be summoned through non bailable warrants of arrest in criminal case having FIR No.214 dated 20.10.2022, under Sections 379, 411 IPC, Police Station City Sangrur.
2. Counsel for the petitioner inter alia submits that petitioner was granted regular bail by the Court of learned Sessions Judge, Sangrur vide order dated 12.12.2022 and the copy of the said order is produced which is taken on record. It is further submitted that after grant of regular bail, the petitioner was appearing before the trial Court on each and every date of hearing but due to some unavoidable circumstances, he was unable to attend the proceedings in the trial on 17.07.2024 and made request to his counsel to seek exemption of the petitioner from his personal appearance but the counsel failed to do so which resulted in to passing of impugned order Annexure P-2. It is further submitted that thereafter, the petitioner did not receive any notice, summon or warrants relating to the present case from the side of the Court concerned. Now the petitioner has come to know about the issuance of the warrants of arrest and immediately, thereafter, the petitioner



has approached this Court and is ready to join proceedings before the trial Court, at the earliest.

3. Notice of motion.

4. Mr. J.S. Dhaliwal, AAG, Punjab, accepts notice on behalf of the State and submits that petitioner got absented before the trial Court on 17.07.2024 without any intimation which resulted into passing of the impugned order Annexure P-2.

5. It appears that this was single default on the part of the petitioner on 17.07.2024 when he got absented in the trial proceedings. It is also apparent that even now the petitioner himself has come forward showing his intention to join the proceedings before the trial Court without any delay.

6. In light of the above, without expressing any opinion on the merits of the case, the present petition is disposed of in the interest of justice and in order to avoid any further delay in trial and the petitioner is hereby directed to join proceedings before the trial Court within next 20 days and on his doing so, the petitioner is to be released on regular bail by the Court concerned to its own satisfaction subject to cost of Rs.7,000/- to be deposited by the petitioner with the District Legal Services Authority concerned.

7. Disposed of in aforesaid terms.

8. Needless to say that the petitioner is to remain careful in future and should appear in time before the trial Court on each and every date of hearing fixed in the trial.

03.03.2025

Yogesh

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No