

2025:PHHC:048268



152.

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

CRM-M-19653-2025

Date of decision: 08.04.2025

Lovepreet Singh alias Love

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Anirudh Gupta, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner, under Section 528 of BNSS, 2023, is seeking quashing of order dated 13.03.2025 (Annexure P-5) passed by learned Additional Sessions Judge, Amritsar, vide which, the bail order of the petitioner has been cancelled and his bail/surety bonds have been ordered to be forfeited to the State and non-bailable warrants of arrest have been issued against him, in case No.SC 18/2023, titled as *State of Punjab Versus Nishan Singh @ Nishan and others* arising out of FIR No.0049, dated 29.04.2022, registered under Sections 379-B, 34 of IPC (Section 201 of IPC added lateron), Section 25 of Arms Act, 1959, registered at Police Station Kamboj, District Amritsar Rural.

2. Learned counsel for the petitioner submits that it is due to miscommunication of the petitioner with his counsel at the Trial Court, the petitioner noted a wrong date and the impugned order has been passed. Non-appearance of the petitioner is neither deliberate nor intentional.

Learned counsel further submits that the petitioner is ready and willing to appear and surrender before the Trial Court, however, he be protected till his appearance before the Trial Court and directions be given to the Trial Court that his bail application, which he would be filing on his surrender, be decided expeditiously.

3. Notice of motion.

4. On asking of the Court, Mr. Amit Rana, Senior DAG, Punjab, accepts notice on behalf of respondent-State.

5. In view of the limited prayer made by the learned counsel for the petitioner, the instant petition is disposed of with the following directions:

The petitioner is to appear and surrender before the Trial Court within 07 days from today. Till then, no coercive steps be taken against the petitioner. This is contingent upon the petitioners paying a cost of Rs.5,000/- to be deposited with the concerned District Legal Services Authority.

6. It is made clear that in case, the petitioner fails to surrender before the Trial Court within 07 days from today, this order shall be of no avail to him thereafter. In case, on appearance and surrender, the petitioner moves an application for bail, the Trial Court shall make earnest efforts to decide the same expeditiously, in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

April 08, 2025
sanjeev

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No