



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

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CRM-M-23662-2025(O&M)
Date of Decision: 08.05.2025

SHANTY KUMAR

....Petitioner

VERSUS

STATE OF UT CHANDIGARH

....Respondent

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Rajeev Sharma, Advocate for the petitioner.

Mr. Kanwarpal Singh, Addl. P.P. U.T., Chandigarh.

MANISHA BATRA, J. (Oral)

1. The instant petition has been filed by the petitioner for quashing of order dated 05.04.2025 passed by the Court of learned Additional Sessions Judge, Chandigarh in case arising out of FIR No.0021 dated 20.01.2020 under Sections 399, 402 and 411 of IPC at Police Station Sector 39, Chandigarh, whereby his bail was cancelled and his personal bonds and surety bonds were forfeited to the State and non-bailable order were ordered to be issued against him for 02.05.2025. Now fresh non-bailable warrants are ordered to be issued against him for 31.05.2025.

2. Learned counsel for the petitioner has submitted that absence of the petitioner on 05.04.2025 was unintentional due to the reason that on that very day he had to appear in some other case before the learned Judicial Magistrate First Class, Mohali SAS Nagar, therefore, could not appear before the concerned Court. He had asked his counsel to move an application for exempting his appearance but the same could not be filed. He is ready to join the proceedings before the learned trial Court and to abide by



terms and conditions to be imposed upon him. Therefore, prayer has been made for allowing the present petition.

3. Though, no justification has been made out for setting aside the impugned orders as no illegality seems to have been committed by learned trial Court while passing the same, however, in view of the request made by learned counsel for the petitioner at this stage to grant the petitioner one more opportunity to surrender before the trial Court and further keeping in view the fact that the absence of the petitioner does not attract the consequences of detaining him into custody as he is willing to join the trial and the ultimate aim is to ensure timely disposal of the cases before the learned trial Court, the present petition is disposed of with the direction to the petitioner to surrender before the learned trial Court within a period of 15 days and it is further ordered that on his surrender and on moving appropriate application, the learned trial Court admit him to bail subject to his furnishing personal as well as surety bonds to its satisfaction. However, this petition shall be deemed to be dismissed if the petitioner does not abide by this order.

Petition stands disposed of, accordingly.

08.05.2025

Deepak Patwal

(MANISHA BATRA)

JUDGE

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| 1. <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| 2. <i>Whether reportable</i> | <i>Yes/No</i> |