

2025:PHHC:162391



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

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CRM-M-24259-2025

Date of Decision: 19.11.2025

**M/S TECHNO FAC CONTRACTORS PVT LTD AND
ANR**

... Petitioners

VERSUS

STATE OF PUNJAB AND ANOTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE H.S. GREWAL.

Present: Mr. Tej Bahadur Yadav and Mr. Yash Goyal,
Advocates for the petitioners.

Mr. P.S. Pandher, AAG, Punjab.

H.S. GREWAL, J. (ORAL)

This petition has been filed under Section 528 of BNSS for quashing of order dated 01.09.2023 (Annexure P-1) passed by the learned JMIC, S.A.S. Nagar in case No.389 of 2020 titled as M/s Mittal Hardware and Oil Corp. Versus M/s Techno FAC Contracts Pvt. Ltd., whereby petitioner No.2 has been declared proclaimed person.

2. Learned counsel for the petitioners submits that the absence of petitioner No.2 before the trial Court was not intentional, rather due to some unavoidable circumstance. He further contends that the petitioner No.2 may be permitted to surrender before the learned trial Court to attend the trial proceedings regularly and, therefore, requests that the impugned order may be set aside.

3. Learned State Counsel vehemently opposed the prayer made by learned counsel for the petitioners and prayed for dismissal of the instant petition.
4. I have heard the submissions made by the learned counsel for the petitioners and gone through the case file.
5. In view of the limited prayer made by the learned counsel for the petitioner, this Court does not find any legitimate ground to interfere with the impugned order dated 01.09.2023 (Annexure P-1). However, in case the petitioner surrenders before the trial Court at 10:00 AM on any day within next 07 days from today and moves an application for grant of regular bail, the trial Court shall consider and decide the same on the same day itself.
6. Petition stands disposed of.

NOVEMBER 19, 2025.
Rajender

(H.S. GREWAL)
JUDGE

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