

**CRM-M-26775-2025****IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****107****CRM-M-26775-2025****Date of Decision: 15.05.2025****RAKESH KUMAR @ BANGDAWAT****.....PETITIONER****VERSUS****RAJPAL SINGH****...RESPONDENT****CORAM: HON'BLE MR. JUSTICE H.S.GREWAL****Present: Mr. Priyanshu Kamra, Advocate for the petitioner.************H.S. GREWAL, J. (ORAL)**

1. This petition has been filed under Section 438 of Cr.P.C for grant of anticipatory bail to the petitioner in case bearing complaint No. NACT 311/2019 titled as 'Rajpal Singh Vs. Rakesh Kumar @ Bangdawat' under Section 138 of Negotiable Instruments Act which is pending before Sub-Divisional Judicial Magistrate, Malout with a further prayer for quashing of order dated 13.12.2024 passed by the Sub-Divisional Judicial Magistrate, Malout whereby the bail order of the petitioner has been cancelled and his bail bonds have been forfeited.

2. Learned counsel for the petitioner submits that the petitioner could not appear before the Court below on 13.12.2024 as petitioner being a government teacher was busy in official examination duties. As such the Court below cancelled the bail orders of the petitioner and his bail bonds and surety bonds were ordered to be forfeited. Non-bailable warrants of arrest against the petitioner have been issued. He further contends that the petitioner may be permitted to surrender before the learned trial Court to attend the trial

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proceedings regularly and, therefore, requests that the impugned order may be set aside.

3. I have heard the submissions made by the learned counsel for the petitioner and gone through the case file.

4. In view of the limited prayer made by the petitioners, this Court deemed it appropriate to decide the petition without issuing notice to the private respondent, I do not find any legitimate ground to interfere in the impugned order dated 13.12.2024 passed by the Sub-Divisional Judicial Magistrate, Malout. However, in case the petitioner surrenders before the Court below within 07 days from today and appears at 10:00 A.M on or before 21.05.2025, his application for grant of regular bail shall be considered and disposed of by the Court below on the same very day.

5. The petition stands disposed of.

15.05.2025*renu***(H.S.GREWAL)
JUDGE**

Whether speaking/ reasoned :

Yes/No

Whether Reportable :**Yes/No**