



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

127

CRM-M-26862-2025

Date of decision: 16.05.2025

Manpreet Singh

...Petitioner

VERSUS

State of Punjab

...Respondent

CORAM : HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present: Mr.Vipin Mahajan, Advocate for the petitioner.

SUKHVINDER KAUR, J.(ORAL)

Present petition has been filed under Section 528, BNSS, 2023, for quashing of order dated 15.01.2025 passed by learned JMIC, Amritsar, in CHI/191/2021 arising out of FIR No.13 dated 26.11.2020, under Section 25 of Arms Act and Section 120-B of IPC, registered Police Station State Special Operation Cell, Amritsar, Punjab vide which the bail bonds and surety bonds of the petitioner has been cancelled on account of non-appearance.

The relevant facts of the present case are that the petitioner is facing trial in the afore-said case and was granted bail by trial Court. Earlier he had appearing before the learned trial Court. On 21.09.2024, the petitioner was absent and was ordered to be served by way of issuing notice. On 16.12.2024, he was ordered to be served throughailable warrants. But as his presence was not procured, then vide order dated 15.01.2025 his non-ailable warrants were issued by the trial Court and his bail bonds and surety bonds were cancelled and forfeited to State.

It has been contended by learned counsel for the petitioner that earlier the petitioner was regularly appearing before the trial Court and on one occasion he moved an application for exemption of his presence as well. It is submitted that absence of the petitioner was not intentional but was due to the reasons beyond his control. Learned counsel has submitted that the petitioner is ready to surrender before the trial Court. Therefore, the impugned order dated 15.01.2025 be set aside.

Heard.

Considering the facts and circumstances of the present case and taking note of the fact that trial of the case is likely to take time and no useful purpose is likely to be served by sending him behind the bars. Accordingly, impugned order dated 15.01.2025 is set aside. The petitioner is directed to surrender and appear before the trial Court within 10 days and on doing so, he would be released on bail on furnishing his fresh bail/surety bonds to the satisfaction of the Court concerned and with the undertaking to appear regularly before the trial Court on each and every date of hearing and subject to depositing of cost of Rs.5,000/- with DLSA, Gurdaspur.

Disposed of in the aforesaid terms

16.05.2025
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(SUKHVINDER KAUR)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No