



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32984-2025 (O&M)
DECIDED ON: 01.07.2025

M/S PINE COMPUTERS WORLD AND ANOTHER
.....PETITIONERS

VERSUS

STATE OF HARYANA AND ANOTHER
.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Ashit Malik, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 528 of BNSS for quashing of order dated 20.1.2023 (Annexure P-5) passed by the Ld. Sessions Judge, Karnal, in Criminal Appeal No.80 dated 4.4.22 titled as *M/s Pine Computers World and another versus Value One Retail*, whereby the bail of the petitioners was cancelled and surety bonds were forfeited to the State and all subsequent proceedings emanating therefrom.

Learned counsel for the petitioners though at the outset without contesting the order dated 20.1.2023 (Annexure P-5) on merits undertakes to join the trial proceedings as well as the petitioners are also willing to pay the cheque amount in question in installments.

Notice of motion.

Mr. Chetan Sharma, DAG Haryana, accepts notice on behalf of respondent/State and not averse to the undertaking given on behalf of the petitioners.

Without addressing the merits of the case or the legality of the order, as the same has not been contested by the learned counsel for the petitioners, who have voluntarily agreed to join the proceedings before the trial court and to pay a compensatory penalty of Rs. 25,000/- to be deposited with the Chandi Kusht Asshram Society, (account No.1445265900) (IFSC Code KKBK0004211), Kotak Mahindra Bank, Sector 46-C Chandigarh, for causing unwarranted delay in the trial proceedings, the order dated 20.1.2023 (Annexure P-5) is hereby set aside.

However, the aforesaid order would be subject to fulfillment of undertaking given before this Court on behalf of the petitioners that they will surrender before the trial Court within ten days. If any application seeking bail is moved by the petitioners, the same be considered by the Court below preferably on that very day in accordance with law.

The amount so deposited by the petitioners shall not be construed as cost for this order but penalty for stalling the court proceedings by evading himself from trial for a long time.

The petition stands disposed off in the aforesaid terms.

Pending application(s), if any shall also disposed off accordingly.

(SANDEEP MOUDGIL)
JUDGE

01.07.2025

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