



CRM-M-35789-2025

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

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CRM-M-35789-2025

Date of Decision: 10.07.2025

HARDEEP SINGH**...PETITIONER****VERSUS****STATE OF PUNJAB****...RESPONDENT****CORAM: HON'BLE MR. JUSTICE H.S.GREWAL**

Present: Mr. Sahil Nain, Advocate with
Mr. Sandeep Kumar, Advocate for the petitioner.

H.S. GREWAL, J. (ORAL)

1. This petition has been filed under Section 528 of BNS for setting aside the impugned order dated 03.04.2024 and order dated 28.05.2024 passed by Id. Judge Special Court, Jalandhar in FIR No. 115 dated 01.07.2022 under Section 21 of NDPS Act registered at Police Station Bhargo Camp, District Police Commissionerate Amritsar whereby the petitioner has been declared as proclaimed person and for setting aside the impugned order dated 15.02.2024 whereby bail order, bail bonds and surety bonds of the petitioner have been cancelled and forfeited to the State.

2. Learned counsel for the petitioner submits that the petitioner could not appear before the trial Court on 15.02.2024 as the petitioner met with an accident and was not in a position to move out of the bed. As such the learned trial Court 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 submits that there has been non-

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compliance of the provisions of Section 82 of Cr.P.C. and hence, the impugned order dated 28.05.2024 declaring the petitioner a proclaimed person deserves to be set aside. He further contends that the petitioner 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. Notice of motion.

4. Mr. Kamalpreet Bawa, AAG, Punjab appears and accepts notice on behalf of the respondent-State.

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

6. In view of the limited prayer made by the learned counsel for the petitioner, this Court does not find any legitimate ground to interfere in the impugned orders dated 03.04.2024, 28.05.2024 passed by Id. Judge Special Court, Jalandhar and 15.02.2024 passed by Id. Additional Sessions Judge, Jalandhar. However, in case the petitioner surrenders before the trial Court within 07 days from today and moves an application for grant of regular bail, on his doing so, the trial Court shall consider and decide the same within a period of three days.

7. Petition stands disposed of.

10.07.2025*renu***(H.S.GREWAL)
JUDGE**

Whether speaking/ reasoned :
Whether Reportable :

Yes/No
Yes/No