

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

2025:PHHC:130983



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CRM-M-36762-2025 (O&M)

Date of Decision: 22.09.2025.

Kamla Rani @ Rani

...Petitioner.

Versus

State of Punjab

...Respondent.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present: Mr. Ankit Rana, Advocate for the petitioner.

SUKHVINDER KAUR, J.

Present petition under Section 528, BNSS, 2023, has been filed for quashing of order dated 27.09.2024 (Annexure P3) passed by learned Judge, Special Court, Hoshiarpur, arising out of non-appearance in trial pertaining to FIR No.288 dated 09.11.2022, under Section 21-B of NDPS Act, registered at Police Station Special Task Force, District STF Wing, vide which non bailable warrants were issued against the petitioner.

Brief facts, necessary for disposal of the present petition, as per petitioner are that the petitioner was released on regular bail, vide order dated 22.12.2022 passed by Judge, Special Court, Hoshiarpur. He had been regularly appearing before the trial Court. However, on 20.05.2024, the petitioner had informed his counsel to file an application for exemption as she was unable to appear before the trial Court due to her medical treatment, but her counsel did not move the application for exemption and ordinary notice was issued to her. On 27.09.2024, her bail order was cancelled and bail/ surety bonds were forfeited to the State and she was ordered to be summoned through warrants of arrest.

It has been contended by learned counsel for the petitioner that the absence of the petitioner on 27.09.2024 was not intentional rather the petitioner was suffering from pain and inflammation on sciatic nerve in left leg, due to which she could not appear before the trial Court on the aforesaid date. He further submitted that now the matter is fixed for 28.10.2025 before learned trial Court and the petitioner is ready to surrender before the trial Court and requested that the impugned order dated 27.09.2024 be set aside.

Heard.

Considering the facts and circumstances of the present case and to enable the petitioner to join the proceedings pending before the trial Court and to expedite the proceedings in trial, the impugned order dated 27.09.2024 is set aside. The petitioner is directed to surrender and appear before the learned trial Court within 10 days and on doing so, she would be released on bail on furnishing her 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 Rs.8,000/- with DLSA, Hoshiarpur.

Disposed of in the aforesaid terms.

Pending application(s), if any, shall also stand disposed of.

(SUKHVINDER KAUR)
JUDGE

22.09.2025.

<i>Komal</i>	Whether speaking/reasoned?	:	Yes/ No
	Whether reportable?	:	Yes/ No