



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

108

CRM-M-38171-2025

Date of decision: 21.07.2025

NIRMAL SINGH

...Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

CORAM : HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. J.S. Thind, Advocate
for the petitioner.

Mr. Jastej Singh, Addl. AG, Punjab.

SANDEEP MOUDGIL, J.(ORAL)

The jurisdiction of this Court has been invoked under Section 482 of BNSS, 2023 seeking anticipatory bail to the petitioner in FIR No. 149 dated 15.09.2017 U/S 307, 379-B, 511, 148, 149 of IPC and Sections 25, 27, 54, 59 of Arms Act, registered at P.S. Lopoke District Amritsar.

2. Learned counsel for the petitioner submits the petitioner could not appear before the Court on one date i.e. 25.03.2025 due to cervical pain and moved an application for exemption. However, the trial Court declined his application for exemption and cancelled the bail order along with bail bond and surety bonds of the petitioner vide order dated 25.03.2025 (Annexure P-4). He undertakes that the petitioner will surrender before the trial Court and shall join the trial proceedings without any delay or default in future.

3. Notice of motion.

4. On the asking of the Court, Mr. Jastej Singh, Addl. AG, Punjab accepts notice on behalf of the respondent-State, who is not averse to the undertaking given by the petitioner that he will surrender before the trial Court.

5. Considering the submissions made by learned counsel and also in appreciation of the fact that it will only speed up the proceedings before the Trial Court which is one of the essence as enshrined under Article 21 of the Constitution of India, the petitioner is directed to surrender before the trial Court within a period of 10 days from today and apply for regular bail.

6. In case, such application for bail is moved by the petitioner before the learned trial Court, the same shall be considered on the same date and decided in accordance with law.

7. However, it is made clear that in case the petitioners do not abide by the aforesaid undertaking, the respondent/State shall be at liberty to move an appropriate application for revival of the instant petition.

8. The aforesaid order/concession to the petitioner shall be subject to payment of Rs.15,000/- as compensatory penalty to be deposited with the Punjab and Haryana High Court Bar Lawyer Family Welfare Fund in current account bearing account No.41564846387, IFSC code: SBIN0050306, State Bank of India, High Court Branch and a receipt of the same be produced before the Trial Court and only in that eventuality, application of the petitioner for seeking bail be considered and decided on the same day in accordance with law.

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

10. The instant petition is disposed of in the aforesaid terms.

(SANDEEP MOUDGIL)
JUDGE

21.07.2025

Nisha Yadav

Whether reasoned/speaking?
Whether reportable?

Yes/No

Yes/No