



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

123

CRM-M-53200-2025 (O&M)

Date of decision: 24.09.2025

Navi

....Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Ms. H.K. Hundal, Advocate for the petitioner

AMAN CHAUDHARY, J. (ORAL)

1. The present petition has been filed under Section 528 BNSS for quashing of order dated 10.07.2025, wherein the bail of the petitioner was cancelled and non-bailable warrants were issued against the petitioner in FIR No.50 dated 26.06.2022, registered under Sections 392, 379-B, 384, 482, 386 and Section 25 of Arms Act, at police station Patara, District Jalandhar Rural, Punjab.

2. Learned counsel submits that the petitioner was granted regular bail vide order dated 16.09.2022, Annexure P-2, whereafter, he continued to appear before the trial Court but for 10.07.2025 as he had noted down the wrong date as 07.10.2025. The bail of the petitioner was cancelled and bonds forfeited to the State and non-bailable warrants had been issued for 19.08.2025, however, the same were received back unexecuted and again issued for 26.09.2025. He is ready and willing to join the proceedings on or before the next date of hearing which is 26.09.2025 and prays for grant of one opportunity for him to surrender before the trial Court, even if the same is subject to costs.

3. Notice of motion.



4. At the asking of the Court, Mr. M.S. Bajwa, DAG Punjab accepts notice on behalf of respondent-State and submits that the non-bailable warrants have been rightly issued against the petitioner, as he had absented from the proceedings.

5. Heard.

6. The very purpose of initiation of proclamation proceedings, is to compel and secure the presence of the accused to face trial and establish the rule of law, as also to ensure finalization of the proceedings.

7. This Court in CRM-M-36490-2022, titled as **Major Singh vs. State of Punjab**, decided on 15.09.2022, CRM-M-38277-2022, **Surjit Singh vs. State of Punjab**, dated 26.08.2022 and CRM-M-39000-2022, titled as **Raghav vs. State of Punjab**, decided on 09.09.2022, had set aside the orders of non-bailable warrants.

8. Considering the facts and circumstances of the case, judgments referred to hereinabove, the readiness and willingness of the petitioner to surrender and join the proceedings, which was incumbent upon him for the culmination of the same, the present petition deserves to be and is allowed, in the interest of justice, so as to facilitate expediting the trial and for taking it to its logical end.

9. As a consequence of the aforesaid, the impugned order dated 10.07.2025 is set aside and the petitioner is directed to surrender before the learned trial Court on or before 26.09.2025 and deposit Rs.10000/- as costs with the Punjab and Haryana High Court Bar Clerks Association, whereupon, he be released on the same bail/surety bonds as had been furnished by him at the time of granting bail. He is also directed to furnish an undertaking by way of an affidavit

that he will appear on each and every date of hearing before the learned Appellate Court, unless specifically exempted by the Court. He shall not leave the country without prior permission of the Court. The trial Court may impose any other condition that it may deem appropriate in the facts and circumstances of the present case.

- 10. The present petition is accordingly allowed.
- 11. Before parting with this order, it is made abundantly clear that in case the petitioner does not adhere to the aforesaid, the present petition shall be deemed to have been dismissed without any reference to this Court.

(AMAN CHAUDHARY)
JUDGE

24.09.2025
M.Kamra

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