



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

119

CRM-M-62626-2024(O&M)
Date of Decision: 27.01.2025

RAJESH

....Petitioner

VERSUS

STATE OF HARYANA AND ANR

....Respondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Sandeep Siwach, Advocate for the petitioner.

Mr. Apoorv Garg, Sr. DAG, Haryana.

MANISHA BATRA, J. (Oral)

1. The instant petition has been filed by the petitioner for quashing of order dated 25.09.2023 (Annexure P-2) in case arising out of FIR No.427 dated 16.07.2021 under Section 174-A of IPC at Police Station Sonapat City, District Sonapat, pending before the Court of learned Chief Judicial Magistrate, Sonapat, whereby his bail was cancelled and bonds were forfeited to the State and non-bailable warrants were ordered to be issued against him as well as subsequent orders.

2. Learned counsel for the petitioner has submitted that he could not appear on 25.09.2023 due to his sickness and infact he had duly informed his counsel about this fact who did not move any application for seeking his exemption. His absence was not intentional or deliberate. Now warrant of arrest has been issued for 27.01.2025. He is ready to join the proceedings before the learned trial Court and to abide by terms and conditions to be imposed upon him, therefore, prayer has been made for setting aside the impugned order as well as subsequent orders.



3. Though, no justification has been made out for setting aside the impugned orders as no illegality seems to have been committed by learned trial Court while passing the same, however, keeping in view the fact that the absence of the petitioner does not attract the consequences of detaining him into custody as he is willing to join the trial and the ultimate aim is to ensure timely disposal of the cases before the learned trial Court, accordingly the present petition is disposed of with the direction to the petitioner to surrender before the learned trial Court within a period of five days from today and it is further ordered that on his surrender and on moving appropriate application, the learned trial Court shall admit him to bail subject to his furnishing personal as well as surety bonds to its satisfaction and subject to cost of Rs.10,000/- to be deposited with District Legal Services Authority, Sonapat. However, this petition shall be deemed to be dismissed if the petitioner does not abide by this order.

3. Petition stands disposed of, accordingly.

27.01.2025

Deepak Patwal

(MANISHA BATRA)
JUDGE

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| 1. | <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| 2. | <i>Whether reportable</i> | <i>Yes/No</i> |