



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

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CRM-M-11202-2026

Date of Decision: 30.03.2026

MILIND KWATRA AND ORS

...Petitioners

Versus

STATE OF PUNJAB AND ANR

...Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Saurav Bhatia, Advocate and
Mr. Kuljinder Singh Billing, Advocate for the petitioners.

MANISHA BATRA, J. (ORAL)

1. The present petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short, 'BNSS'), seeking quashing of the order dated 28.01.2026, vide which non-bailable warrants were issued against the petitioners and the order dated 07.02.2026, whereby proclamation was issued against them for 09.04.2026, along with all subsequent orders passed thereto, in a case arising out of FIR No. 72 dated 29.02.2020, registered under Sections 341, 323, 506, and 149 of the IPC (now Sections 126(2), 115(2), 351(2), and 190 of the BNS, 2023), at Police Station Haibowal, District Ludhiana.

2. It is argued by learned counsel for the petitioners that vide order dated 28.01.2026, the bail of the petitioners was cancelled, their bonds were forfeited to the State and non-bailable warrants were issued against them. Thereafter, vide order dated 07.02.2026, proclamation was ordered to be issued against them for 09.04.2026.



3. Learned counsel for the petitioners submits that the petitioners could not appear before the learned trial Court on 08.01.2026 due to miscommunication with the office clerk of their counsel. Their absence was neither intentional nor *mala fide*. It is further submitted that one of the petitioners was apprehending arrest in another case and therefore, could not appear in the present case as well. The petitioners have been granted interim bail in that case. They are now ready to join the proceedings before the learned trial Court and undertake to abide by any terms and conditions that may be imposed. It is, therefore, prayed that the petition be allowed.

4. Notice of motion.

5. On the asking of the Court, Ms. Ruchika Sabherwal, Sr. DAG, Punjab has accepted advance notice of the petition and has submitted that there is no illegality or infirmity in the impugned order. It is, therefore, contended that the petition does not deserve to be allowed.

6. I have heard rival submissions made by learned counsel for the parties.

7. The petitioners absented themselves on 08.01.2026, on account of which their bail was cancelled by the learned trial Court and their bonds were forfeited to the State. Thereafter, vide order dated 07.02.2026, proclamation was ordered to be issued against them for 09.04.2026 and fresh warrants of arrest have also been issued.

8. Though this Court does not find any illegality or irregularity in the impugned orders and subsequent proceedings, however, keeping in view the fact that the petitioners are now ready to join the proceedings before the learned trial Court, the present petition is disposed of with a direction to the



petitioners to surrender before the learned trial Court on or before 06.04.2026.

9. It is further ordered that upon their surrender and on moving an appropriate application, the learned trial Court shall consider admitting them to bail, subject to furnishing fresh personal/surety bonds to its satisfaction. However, this petition shall be deemed to have been dismissed if the petitioners fail to comply with this order.
10. Petition stands disposed of.
11. A copy of this order be sent to the trial Court for information and necessary compliance.

(MANISHA BATRA)
JUDGE

March 30, 2026
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No