

2026:PHHC:041535



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

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CRM-M-13650-2026 (O & M)

Date of decision: 17.03.2026

JASMANJOT SINGH

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Harkirat Singh Bhogal, Advocate,
for the petitioner.

AMAN CHAUDHARY, J. (ORAL)

1. The present petition has been filed under Section 528 of BNSS for quashing the order dated 06.02.2026 passed by learned Addl. Sessions Judge, Hoshiarpur, whereby bail of the petitioner has been cancelled and warrants of arrest issued against him.

2. Learned counsel submits that the petitioner was granted bail on 21.04.2016, whereafter challan stands presented on 26.05.2021 and he continued to appear before the trial Court and never absented, but for 06.02.2026, having undergone a surgery and advised bed rest by the doctor, medical certificate Annexure P-3 has been relied in this regard, consequent to which his bail was cancelled, warrants of arrest issued against him. His non-appearance was neither intentional nor deliberate, but due to the aforesaid *bona fide* reason. He is ready and willing to join the proceedings 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. Manipal Singh Atwal, DAG, Punjab, accepts notice on behalf of the respondent-State and submits that the warrant of arrest has been rightly issued against the petitioner, as he had absented from the proceedings.

5. Heard.

6. The very purpose of issuance of warrant of arrest, 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, titled as **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 fact that absence of the petitioner was not wilful or deliberate and his readiness and willingness to surrender and join the proceedings, in case one opportunity is granted to the petitioner, no prejudice shall be caused to any of the parties, rather his joining the proceedings would help in expediting the trial. This Court in light of the judgment referred to above being applicable to the instant case, finds that the ends of justice would be adequately met if the present petition is allowed.

9. In view of the afore-mentioned judgments and the facts and circumstances of the case, the impugned order dated 06.02.2026, Annexure P-1, is set aside.

10. He is directed to surrender before the trial Court on or before 30.03.2026 and on so doing, shall be released on bail subject to its satisfaction and deposit costs of Rs.10,000/- with Sai Aasra Paraplegic Rehab Centre (Kotak Mahindra Bank, Branch Sector 27 D, Chandigarh, Account No: 9612001641, IFSC: KKBK0004201. On furnishing bail/surety bonds, he is also directed to furnish undertaking by way of an affidavit that he will appear on each and every date of hearing before the trial 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.

11. The petition is disposed of.

12. 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.

17.03.2026

parveen kumar

(AMAN CHAUDHARY)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No