



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

158

CRM-M No.16116 of 2026 (O&M)
Date of decision:25.03.2026

Vipin Jain

.....Petitioner

Versus

M/s Rattan India Finance Pvt. Ltd.

..... Respondent

CORAM: HON'BLE MR.JUSTICE SURYA PARTAP SINGH

Present: Mr. Salman Ahmad, Advocate for the petitioner.

SURYA PARTAP SINGH, J. (Oral):

1. This petition, under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023, hereinafter being referred to as 'BNSS', seeking for quashing of the order dated 13.06.2024, (Annexure P-5), passed by the Court of learned Judicial Magistrate First Class, Bahadurgarh, hereinafter being referred to as 'trial Court'. By virtue of abovementioned order, the bail of petitioner was cancelled. As a result thereof, the bail bonds of the petitioner have been forfeited and to procure his presence in the Court, his warrants of arrest were issued.

2. It has been contended by learned counsel for the petitioner that the petitioner was regularly appearing before the learned trial Court, but, on 13.06.2024 he could not appear before the learned trial Court, due to unavoidable circumstances. As per learned counsel for the petitioner, in the abovementioned circumstances, the impugned order was passed, which



deserves to be quashed.

3. In view of above, once it is an admitted fact that the petitioner was not present before the learned trial Court, in compliance with the conditions imposed in the bail order, it is hereby held that the learned trial Court was left with no option but to cancel the bail order, forfeit the bail bonds and issue warrants of arrest against the petitioner. Since apparently, there is no illegality in the abovementioned order, there is no scope of interference in the impugned order.

4. At this stage, learned counsel for the petitioner has sought liberty for the petitioner to surrender before the learned trial Court and move an application for bail. The learned counsel for the petitioner has prayed for a direction to the learned trial Court to dispose of the bail application, to be moved by the petitioner, in a time-bound manner.

5. In view of above, the present petition is hereby ***disposed of*** with a direction to the petitioner to surrender before the learned trial Court. If he surrenders before the learned trial Court and moves an application for bail, the learned trial Court is directed to dispose of the bail application within three days. It is, however, clarified that the learned trial Court in the exercise of its discretion shall be at liberty to take the petitioner into custody and/or impose penalty under Section 491 of BNSS (erstwhile Section 446 of Cr.P.C).

(SURYA PARTAP SINGH)
JUDGE

25.03.2026

Manoj Bhutani



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