



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

**CRM-M-19589-2026 (O&M)
Date of decision: 09.04.2026**

SARNO @ SHARNO AND ANOTHER

...PETITIONERS

V/S

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. S.S. Makkar, Advocate for the petitioner.

Mr. Anup Singh, AAG, Punjab.

SUBHAS MEHLA, J. (ORAL)

1. Present petition has been filed by the petitioners under Section 528 of BNSS, 2023 for quashing of impugned orders dated 16.02.2026 & 01.04.2026 (Annexures P-3 & P-4, respectively) passed by learned Judge Special Court-I, Jalandhar whereby the bail of the petitioners has been cancelled, the bail bonds have been forfeited to the State, and nonailable warrants of arrest have been issued against the petitioners on account of their non-appearance in case bearing FIR No. 190 dated 14.09.2019 under section 20 of NDPS Act, 1985, registered at Police Station Rama Mandi, Jalandhar (Annexure P-1).

2. Learned counsel for the petitioners contended that that the petitioners were regularly appearing before the trial Court and the same is evident from the perusal of zimni orders (Annexure P-2). It was only when the case was transferred to the Court of learned Judge, Special Court-I, Jalandhar



and was adjourned to 16.02.2026, due to miscommunication, the petitioners noted the wrong date as 16.03.2026 instead of 16.02.2026 and could not appear before the trial Court on the date fixed; that they are willing to join the proceedings. Learned counsel limited his prayer to the extent that the petitioners are ready to surrender themselves before learned trial Court and prayed that the petitioners be not arrested by the police.

3. Considering the prayer made by learned counsel for the petitioners, no notice is required to be issued to the respondent.
4. Heard, and paper book perused.
5. Keeping in view of the limited prayer made by learned counsel for the petitioners, the petitioners are directed to surrender themselves before the learned Illaqa Magistrate/ trial Court/ successor Court within a period of two weeks and to move an appropriate application for joining the proceeding by raising all the pleas taken in this petition, before the Illaqa Magistrate regarding their non-appearance. The Illaqa Magistrate is directed to decide their application(s) in accordance with law. Till then, the petitioners will not be arrested by the police in this matter. It is made clear that if the petitioners fail to appear before the Illaqa Magistrate within stipulated time then the relief granted by this Court shall deemed to be withdrawn.
6. Petition is accordingly disposed of.

09.04.2026
Sonia Puri

(SUBHAS MEHLA)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |