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

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Date of decision: 06.05.2026

NIRAJ KUMAR @ NEERAJ KUMAR

... PETITIONER

Versus

STATE OF HARYANA

... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S. GREWAL

Present:- Mr. Chahit Bansal, Advocate for the petitioner.

H.S. Grewal, J.(Oral)

1. This petition has been preferred by the petitioner under Section 528 of BNSS, 2023 (erstwhile Section 482 Cr.P.C.), seeking quashing of the order dated 03.05.2023 (Annexure P-4) passed by the learned Judicial Magistrate 1st Class, Ambala in case FIR No.185 dated 11.07.2020, registered under Section 379 IPC, at Police Station Parao Ambala Cantt. Ambala (Annexure P-1) whereby the bail bonds of the petitioner were cancelled, non-bailable warrants had been issued against him as well as the order dated 17.03.2026 (Annexure P-14), whereby proclamation proceedings under Section 82 Cr.P.C. were initiated against the petitioner.

2. Learned counsel for the petitioner submits that the trial Court has erred in cancelling the bail and forfeiting the bail bonds of the petitioner as no prior notice or an opportunity of hearing was granted to him. He further



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submits that the impugned orders (Annexures P-4 & P-14) have been passed in a mechanical manner and is, therefore, unsustainable under the law. Learned counsel also submits that the petitioner undertakes to appear before the trial Court concerned on each and every date and would not absent himself without prior permission of the trial Court. It is, therefore, prayed that the petitioner may be permitted to surrender before the learned trial Court to attend the trial proceedings continuously and the impugned order may be set aside.

3. Notice of motion.

4. On the asking of the Court, Mr. Rakesh Kumar Jangra, AAG, Haryana, accepts notice on behalf of the respondent.

5. I have heard learned counsel for the parties and gone through the case file.

6. In view of the facts and circumstances of this case, this Court does not find any legitimate ground to interfere with the impugned order. However, liberty is granted to the petitioner that in case, he surrenders before the trial Court within 07 days and moves an application for grant of bail, the same shall be considered and decided by the trial Court within a period of three days of filing of the said application in accordance with law.

7. With these observations, the present petition stands disposed of.

(H.S. GREWAL)
JUDGE

06.05.2026
Sonia

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