

2026 PHHC 069167



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-25351-2026

Date of decision: 5th May, 2026

Kaptan

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Shivam Chaudhary, Advocate for the petitioner.

Ms. Himani Arora, Deputy Advocate General, Haryana.

MANISHA BATRA, J (ORAL):-

The petitioner is seeking quashing of impugned order dated 30.04.2026 passed by learned Additional Sessions Judge, Jind, in CRA-110-2018 in NACT/337/2015 dated 25.08.2015 titled as *Kaptan vs. Bijender Sahu*, whereby the appeal of the petitioner had been cancelled due to his non-appearance and after dismissal of application filed by him seeking his exemption, his bonds were forfeited to the State and warrants of arrest were issued against him.

2. It is argued by learned counsel for the petitioner that he had been regularly appearing before the learned trial Court but on 29.04.2026, he was admitted in hospital due to severe back pain. He had instructed his counsel to move an application for exempting his presence which was so moved. However, the same had been declined by the learned appellate Court and his bail was cancelled. It is further submitted that his absence before the learned

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appellate Court was not intentional. He is ready to join the proceedings before the learned appellate Court and to abide by terms and conditions to be imposed upon him. It is, therefore, argued that the petition deserves to be allowed.

3. This Court has heard the submissions made by learned counsel for the petitioner at considerable length and has gone through the record carefully.

4. On a perusal of the impugned order, though this Court finds no illegality or infirmity in the same, as it appears that the petitioner has been moving applications for seeking exemption on previous occasions also and that is why, the learned appellate Court has dismissed his application, however, keeping in view the fact that he is ready to join the proceedings before the learned appellate Court and to abide by terms and conditions to be imposed upon him, the petition is disposed of by giving a direction to the petitioner to surrender before the learned appellate Court on or before 07.05.2026 i.e. the next date fixed before it and on his doing so, learned appellate Court shall admit him to bail on his furnishing fresh personal as well as surety bonds to its satisfaction.

5. A copy of this order be handed over *dasti* to learned counsel for the petitioner under the signatures of Reader of this Court.

[MANISHA BATRA]
JUDGE

5th May, 2026

Parveen Sharma

- 1. Whether speaking/ reasoned
- 2. Whether reportable

: Yes / No
: Yes / No