

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

2026.PHHC:054146



(140)

**CRM-14233-2026 in CRM-28873-2025
in/and CRM-M-37815-2025**

Balwinder Singh

.....Petitioner(s)

Versus

State of Punjab and others

.....Respondent(s)

Decided on : 08.04.2026

Date of uploading: 08.04.2026

CORAM : HON'BLE MR.JUSTICE SUMEET GOEL

Present: Mr. Shiv Kumar, Advocate for the non-applicant/petitioner (s).

Mr. Hemant Aggarwal, DAG, Punjab.

Mr. Vishal Sharma (Vasudeva), Advocate
for applicant/respondent Nos.3 & 4.

Sumeet Goel, J. (Oral):

CRM-14233-2026

Notice of the application in hand be issued to the counsel opposite.

On the strength of advance notice; Mr. Shiv Kumar, Advocate for
non-applicant/petitioner has caused appearance.

Having heard learned counsel for the rival parties and upon perusal
of the record; hearing of CRM-28873-2025 is preponed from 06.08.2026 to
today itself i.e. 08.04.2026. With the consent of learned counsel for the rival
parties, the main case itself is taken up on board today itself.

CRM stands disposed of.

CRM-M-37815-2025

1. The substantive prayer made in the instant petition reads thus:

“It is, therefore, respectfully prayed that the present petition may kindly be allowed and impugned order dated 16.04.2025 (Annexure P-5) declaring the petitioner as ex-parte and impugned final ex-parte order dated 03.06.2025 (Annexure P-8), passed by the learned Sessions Judge, Hoshiarpur, may kindly be set-side, being illegal, without following the proper procedure and against the evidence on the record.”

2. Learned counsel appearing for respondent Nos.3 & 4 i.e. the contesting respondents has submitted that he has no objection, if the impugned order is set aside and the matter is remitted to the concerned Sessions Court for fresh decision on merits thereof, after hearing all concerned.

3. In view of the above, the impugned orders dated 16.04.2025 (Annexure P-5) and 03.06.2025 (Annexure P-8) are set aside and the matter is remitted back to the concerned Sessions Court.

4. Needless to say that the concerned Sessions Court shall make earnest endeavor to decide the main petition itself expeditiously, preferably within a period of 3 months from the date of receipt/production of a copy of this order.

5. Accordingly, the parties (through their respective counsel) are directed to appear before the concerned Sessions Court at 10:00 AM on 21.04.2026.

6. Petition stands disposed of, accordingly.

April 08, 2026
Naveen

(SUMEET GOEL)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No