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IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-21079-2025

Date of decision : 24.04.2025

Harman Singh @ Harman and another

.....Petitioners

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Ankit Kharbanda, Advocate  
for the petitioners.

**RAJESH BHARDWAJ, J. (Oral)**

1. Prayer in the present petition is for quashing of order dated 12.11.2024 passed by the Id. Court of Additional Sessions Judge, Amritsar, vide which the bail orders of the petitioners were cancelled and their bail bonds and surety bonds were cancelled and forfeited to the State and further non-bailable warrants of the petitioners has been issued due to their non-appearance in case Number SC/124/2022 titled as '*State of Punjab Vs. Harman Singh etc.*' arising out of FIR No.0227 dated 22.12.2021 under Sections 379-B and 34 of IPC, registered at Police Station Majitha Road, District Amritsar and all consequential proceedings arising therefrom. Further prayer has been made for staying the arrest of the petitioners.

2. It has been contended by counsel for the petitioners that in the above said case, the petitioners were regularly appearing before the trial Court. However, they noted the wrong date of hearing and because of



this reason, they remained absent from the Court on 12.11.2024 and their bail order were cancelled and bail bonds/surety bonds were forfeited to State and further non-bailable warrants of arrest against them were issued. He submits that the petitioners are ready to join the proceedings and abide by the terms and conditions of bail, imposed by the Court.

3. Notice of motion.

4. On asking of the Court, Mr. Tarun Aggarwal, Sr. D.A.G., Punjab accepts notice on behalf of the respondent-State.

5. Learned State counsel has opposed the submissions made by learned counsel for the petitioners and has stated that the trial Court has rightly cancelled the bail granted to the petitioners who remained absent on 12.11.2024 without any valid reason.

6. After hearing counsel for the parties and perusing the record, it is apparent that the petitioners remained absent on 12.11.2024 and their bail was cancelled and bail bonds were forfeited to the State. The reason for their absence was given that they noted down the wrong date of hearing. The petitioners are keen to join the proceedings. So keeping in view the abovesaid facts, the present petition is disposed of and the order dated 12.11.2024 is *set aside* subject to payment of Rs.5,000/- as costs to be deposited in the **'Spinal Rehab Centre, Chandigarh, Plot No.1, Madhya Marg, Sector-28/A, Chandigarh'** by the petitioners in one week from today. In case, petitioners appears before the Court concerned within a period of 10 days from today and files an application for bail alongwith receipt of abovesaid costs, the Court concerned is directed to admit them to bail subject to its satisfaction and proceed with the trial in accordance with law. They will have protection from arrest for a period of 10 days from today.



7. Needless to say that in case the petitioners fail to comply with the abovesaid direction, they will have no benefit of abovesaid protection granted by this Court and order under challenge dated 12.11.2024 would automatically come in force.

**24.04.2025**

*ps-I*

**( RAJESH BHARDWAJ )  
JUDGE**

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