



CRM-M-29863-2025

-1-

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

143

CRM-M-29863-2025

Date of Decision: 27.05.2025

**SANJAY KUMAR SINGLA @
SANJAY KUMAR**

...PETITIONER

VERSUS

STATE OF PUNJAB AND ANR

...RESPONDENTS

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

Present: Mr. Deepak Aggarwal, Advocate for the petitioner.

H.S. GREWAL, J. (ORAL)

1. This petition has been filed under Section 528 BNSS for quashing of order dated 07.05.2025 (Annexure P-7) passed by the learned Judicial Magistrate 1st Class, Patiala whereby the petitioner has been declared as proclaimed person in a complaint bearing No. COMA-1955 of 2022 dated 17.05.2022 titled as "Ravinder Singh Versus Sanjay Kumar", under Section 138 of Negotiable Instruments Act, 1881.

2. Learned counsel for the petitioner submits that the petitioner could not appear before the learned the trial Court on 10.01.2025 due to miscommunication between the petitioner and his counsel. As such the learned trial Court cancelled the bail orders of the petitioner and his bail bonds and surety bonds were ordered to be forfeited. Non-bailable warrants of arrest against the petitioner have been issued and thereafter declared the petitioner as proclaimed person vide order dated 07.05.2025. He further contends that the petitioner may be permitted to surrender before the learned trial Court to attend

**CRM-M-29863-2025****-2-**

the trial proceedings regularly and, therefore, requests that the impugned order may be set aside.

3. Notice of motion.

4. On the asking of the Court, Mr. Kamalpreet Bawa, DAG, Punjab accepts notice on behalf of the respondent-State.

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

6. In view of the limited prayer made by the learned counsel for the petitioner, this Court deems it appropriate to decide this case without issuing notice to respondent No.2, the order dated 07.05.20205 (Annexure P-7) passed by the learned Judicial Magistrate First Class, Patiala is hereby set aside. The petitioner is directed to surrender before the learned trial Court within 07 days from the date of receipt of certified copy of this order and on his doing so, he be released on bail to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate concerned subject to payment of Rs.10,000/- as costs to be paid to the complainant.

7. Accordingly, the petition stands allowed.

27.05.2025*renu***(H.S.GREWAL)
JUDGE**

Whether speaking/ reasoned :

Yes/No

Whether Reportable :

Yes/No