

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

2025:PHHC:077151



137

CRM-M-33054-2025

Date of decision: 01.07.2025

Krish @ Krrish @ Kaka**...Petitioner****VERSUS****State of Punjab****...Respondent****CORAM : HON'BLE MRS. JUSTICE SUKHVINDER KAUR**

Present: Mr. Ambanshu Sahni, Advocate for the petitioner.

SUKHVINDER KAUR, J.(ORAL)

Present petition has been filed under Section 528, BNSS, 2023, for quashing of order dated 19.02.2025 (Annexure P-6), vide which the petitioner has been summoned by way of proclamation under Section 80 of BNSS, 2023 and order dated 16.07.2024 (Annexure P-4) vide which the bail bonds and surety bonds of petitioner were forfeited to State, passed by learned Additional Sessions Judge, Sri Muktsar Sahib, in case NDPS/206/2021, CNR No.PBSM010035452021 arising out of FIR No.392 dated 20.11.2020 under Section 21/61/85 of NDPS Act, registered at Police Station City Muktsar, District Muktsar Sahib.

The relevant facts of the present case for adjudication are that the petitioner is facing trial in the afore-said case and had been granted bail by trial Court on 01.12.2020. On 16.07.2024, the petitioner became absent

before the trial Court and his non-bailable warrants were ordered to be issued by the trial Court and his bail bonds and surety bonds were cancelled and forfeited to State.

It has been contended by learned counsel for the petitioner that earlier the petitioner was regularly appearing before the trial Court. The absence of the petitioner was not intentional but was due to a bona fide cause as he had noted down the wrong date. Learned counsel has submitted that the petitioner is ready to surrender before the trial Court. Therefore, the impugned orders dated 19.02.2025 and 16.07.2024 be set aside.

Heard.

Considering the facts and circumstances of the present case and taking note of the fact that trial of the case is likely to take time and no useful purpose is likely to be served by sending him behind the bars, the impugned orders dated 19.02.2025 and 16.07.2024 are set aside. The petitioner is directed to surrender and appear before the trial Court within 10 days and on doing so, he would be released on bail on furnishing his fresh bail/surety bonds to the satisfaction of the Court concerned and with the undertaking to appear regularly before the trial Court on each and every date of hearing, subject to depositing of Rs.8,000/- with DLSA, Sri Muktsar Sahib.

Disposed of in the aforesaid terms.

01.07.2025
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(SUKHVINDER KAUR)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No