

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

2025:PHHC:114077



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CRM-M-46760-2025 (O&M)

Date of Decision: 27.08.2025.

Amandeep Singh @ Amni and others

...Petitioners.

Versus

State of Punjab

...Respondent.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

.....

Present: Mr. Gopal Singh Nahel, Advocate
for the petitioners.

SUKHVINDER KAUR, J.

Present petition has been filed under Section 528, BNSS, 2023, for quashing of order dated 27.02.2025 (Annexure P5) passed by learned Additional District and Sessions Judge, Sangrur in FIR No.194 dated 17.07.2020, under Sections 307, 341, 323, 148, 149 of IPC, registered at Police Station City Sunam, District Sangrur, vide which the bail bonds and surety bonds of the petitioners have been cancelled on account of non-appearance.

The relevant facts of the present case for adjudication are that petitioner No.3 was granted concession of anticipatory bail by this Court in CRM-M-41186-2020 vide order dated 16.02.2021 and petitioners No.2 and 3 were granted concession of regular bail by this Court in CRM-41186-2020 vide order dated 29.06.2021. The petitioners had been regularly appearing before the trial Court. The petitioners could not appear before the trial Court

on 27.02.2025 and their bail orders as well as bail bonds and surety bonds were cancelled and forfeited to State and they were ordered to be summoned through non-bailable warrants.

It has been contended by learned counsel for the petitioners that earlier the petitioners were regularly appearing before the trial Court and absence of the petitioners on 27.02.2025 was not intentional but was under impression that their counsel had moved an application for exemption of their personal appearance along with other co-accused and they noted the next date as 11.07.2025. On 11.07.2025, the petitioners went to attend the trial proceedings and the Presiding Officer was on leave on that day and the case was adjourned to 12.08.2025. On 12.08.2025, the petitioners also went to attend the trial proceedings and they came to know about passing of impugned order dated 27.02.2025 against them. Learned counsel has submitted that as such, absence of the petitioners was not wilful and intentional and they are ready to surrender before the trial Court. Therefore, the impugned order dated 27.02.2025 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 them behind the bars. Accordingly, impugned order dated 27.02.2025 is set aside. The petitioners are directed to surrender and appear before the trial Court within 10 days and on doing so, they would be released on bail on furnishing their 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 and subject to depositing of Rs.4,000/- by each of them with
DLSA, Sangrur.

Disposed of in the aforesaid terms.

Pending application(s), if any, shall also stand disposed of.

(SUKHVINDER KAUR)
JUDGE

27.08.2025.

Komal

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