



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

121

CRM-M No.65064 of 2024
Date of decision: 07.01.2025

SUDHAKAR JHA

.... Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

.... Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Shakti Mehta, Advocate for the petitioner.

MANISHA BATRA, J. (oral)

1. The instant petition has been filed by the petitioner for quashing the order dated 13.12.2024 (Annexure P-22) passed by the Court of learned Judicial Magistrate Ist Class, Dasuya in case bearing NACT No.41 of 2023 dated 30.01.2023 titled as *Balkar Masih vs. Sh. Sudhakar Jha* to the extent to which his bail was cancelled and bonds were forfeited to the State.

2. It is submitted by learned counsel for the petitioner that the petitioner could not appear on 13.12.2024 as he had been diagnosed with cancer and he had gone to Christian Medical College, Tamil Nadu for his treatment on 13.12.2024 i.e. the date fixed before learned trial Court. He has also placed on record Out Patient Appointment (Annexure P-19) which verifies this fact. He is ready to join the proceedings before learned trial Court and to abide by the terms and conditions to be imposed upon him, therefore, prayer has been made for allowing the present petition.

3. Though, no illegality seems to have been committed by learned trial Court while passing the same, however, in view of the submission made in the petition and further keeping in view the fact that the absence of the

**CRM-M No.65064 of 2024**

-2-

petitioner does not attract the consequences of detaining him into custody as he is willing to join the trial and the ultimate aim is to ensure timely disposal of the cases before the learned trial Court, the present petition is disposed of with the direction to the petitioner to surrender before the learned trial Court on or before the date fixed i.e. 18.01.2025 and it is further ordered that on his surrender and on moving appropriate application, the learned trial Court admit him to bail subject to his furnishing personal as well as surety bonds to its satisfaction. However, this petition shall be deemed to be dismissed if the petitioner does not abide by this order.

Petition stands disposed of.

A copy of this order be sent to the trial Court.

07.01.2025

Jyoti-IV

**(MANISHA BATRA)
JUDGE**

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