



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

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**CRM-M No.65430 of 2024
Date of decision: 07.01.2025**

HARISH ARORA.... **Petitioner****Versus****M/S AZAD OFFSET PRINTERS PVT. LTD.**.... **Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present : Mr. Shiv Prakash Singh Rana, Advocate for
Mr. Jasbir Singh Dadwal, Advocate for the petitioner.

MANISHA BATRA, J. (oral)

1. The instant petition has been filed by the petitioner for quashing the order dated 07.11.2024 (Annexure P-5) passed by the learned Judicial Magistrate Ist Class in complaint NACT No. 2065/2020 dated 11.02.2020 titled as *Azad Offset Printers vs. Paramount Exhibitors*, whereby his bail was cancelled and bonds were forfeited to the State. Though it is not mentioned in the petition but learned counsel for the petitioner has placed on record a copy of order dated 22.11.2024 as passed in the same complaint which shows that proclamation proceedings have been ordered to be initiated against the petitioner and the same was ordered to be issued for 06.01.2025. It is also submitted that now the case is fixed for 09.01.2025 and the petitioner has not been declared as proclaimed person so far. It is also submitted by learned counsel for the petitioner that the absence of the petitioner was not intentional but due to the reason that he is suffering from cancer and has also lost memory and had forgotten to appear before the learned trial Court on the date fixed. He has also placed on record copy of MRI report dated 23.10.2024 (Annexure P-

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2) showing that he has undergone radiodiagnosis therapy. He is ready to join the proceedings before the trial Court. Therefore, prayer has been made for allowing the present petition.

2. 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 the fact that the absence of the 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. 09.01.2025 and it is further ordered that on his surrender and on moving appropriate application, the learned trial Court shall admit him to bail subject to his furnishing 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 given to the counsel for the petitioner under the signature of the Bench Secretary of this Court.

07.01.2025

Jyoti-IV

**(MANISHA BATRA)
JUDGE**

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