



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

**CRM-M-41379-2025**

**Date of Decision:01.08.2025**

Himanshu

...Petitioner

Vs.

State of Haryana

...Respondent

**Coram :** Hon'ble Mr. Justice N.S.Shekhawat

**Present :** Mr. Sanpreet Sandhu, Advocate  
for the petitioner.

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**N.S.Shekhawat J. (Oral)**

1. The petitioner has filed the present petition under Section 528 of B.N.S.S with a prayer to quash the impugned order dated 03.06.2025 (Annexure P-4) passed by the Court of Additional Sessions Judge, Yamuna Nagar at Jagadhari, whereby the bail of the petitioner was cancelled and the bail bonds and surety bonds were ordered to be forfeited to the State and the petitioner was ordered to be summoned through non-bailable warrants of arrest.

2. Learned counsel for the petitioner contends that the petitioner was falsely implicated in the present case and was arrested on 12.07.2023. Thereafter, he was ordered to be released on bail on 28.02.2024 (Annexure P-2). The final report under Section 173 Cr.P.C was presented against the petitioner on 11.09.2023. He further contends that the petitioner was regularly appearing before the Trial Court, however, due to his ill health, he could not appear before the Trial Court on 03.06.2025. He further contends that the act of non-appearance on the part of the present petitioner was unintentional and he is

ready to surrender before the Court and shall join the trial proceedings. He further contends that the petitioner shall appear on each and every date of hearing, before the Trial Court and shall not absent himself during the Court proceedings.

3. Notice of motion.

4. Mr. Rajinder Kumar Banku, Sr. DAG, Haryana, who is present in the Court, accepts notice on behalf of respondent-State.

5. Learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner had not appeared intentionally before the Trial Court and there is no illegality in the impugned order passed by the Court below and the petitioner does not deserve the concession of bail.

6. I have heard the learned counsel for the parties and perused the record carefully.

7. From a perusal of the record, it is apparent that the Trial Court has rightly cancelled the bail in the present case and there is no illegality in the impugned order passed by the Trial Court. However, due to his ill health, the petitioner could not appear before the Trial Court on 03.06.2025. Thus, taking a lenient view of the matter, the petitioner is permitted to surrender before the Trial Court/Duty Magistrate within a period of two weeks from today and on his surrender, he shall be admitted to bail subject to furnishing bail bonds and surety to the satisfaction of the concerned Court.

8. At the time of furnishing of bail bonds, the petitioner shall also file an affidavit before the concerned Court that he shall continue to appear before the Court on each and every date of hearing and shall not absent himself during

the Court proceedings, except with prior permission of the Court.

9. The Trial Court/Duty Magistrate shall also be at liberty to impose any other conditions, as it deems fit in the peculiar facts and circumstances of case.

10. The petition stands allowed in the above terms.

**(N.S.SHEKHAWAT)**  
**JUDGE**

01.08.2025  
*hitesh*

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