

2025:PHHC:061898



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

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CRM-M-24426-2025 (O&amp;M)

Date of decision: 12.05.2025

**Sukhwinder Singh and another****...Petitioners****Versus****Ashok Kumar****...Respondent****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Piyush Setia, Advocate  
for the petitioners.

**MANISHA BATRA, J. (Oral)**

1. The instant petition has been filed by the petitioner under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of order dated 21.03.2025 (Annexure P-6), passed by the Court of learned Judicial Magistrate First Class, Bathinda in complaint bearing NACT No. 248 of 2023, titled as ***Ashok Kumar vs. M/s Paras Agro Chemical through its proprietor Sukhwinder Singh***, filed under Section 138 of the Negotiable Instruments Act, 1881, whereby petitioner No. 1, being sole proprietor of petitioner No. 2/firm, had been declared a proclaimed person.

2. After advancing arguments at length, learned counsel for the petitioner/accused could not point out any lacuna in the impugned order. However, he has submitted that since the petitioner is ready to join the Court proceedings, he may be directed to surrender before the learned trial Court.

3. Keeping in view the limited prayer made by the petitioner and the fact that he is ready to join the Court proceedings which would obviously help in speedy conclusion of trial, the present petition is disposed of. The petitioner

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No. 1-Sukhwinder Singh is directed to surrender before the learned trial Court within a period of 15 days from today and on doing so, the learned trial Court shall release him on bail, subject to his furnishing fresh personal/surety bonds to its satisfaction.

4. Till the appearance of the petitioner before the learned trial Court, his arrest shall remain stayed.

5. It is made clear that in case the petitioner fails to appear before the learned trial Court within the stipulated time, this petition shall be deemed to be dismissed.

6. However, this relief shall be subject to payment of cost of Rs. 25,000/-, to be deposited by the petitioner with the learned trial Court, which shall be disbursed to the respondent/complainant on his appearance before the Court.

**12.05.2025***Waseem Ansari***(MANISHA BATRA)  
JUDGE***Whether speaking/reasoned**Yes/No**Whether reportable**Yes/No*