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

**CRM-M-27811-2025  
DECIDED ON: 21.05.2025**

**PADAM DUGAR**

**.....PETITIONER**

**VERSUS**

**M/S DHANI LOANS AND SERVICES LIMITED**

**.....RESPONDENT**

**CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr. Anmol Rattan Sidhu, Senior Advocate with  
Mr. R.P. Saini and Mr. Aagney, Advocates  
for the petitioner.

**SANDEEP MOUDGIL, J (ORAL)**

The jurisdiction of this Court has been invoked under Section 528 of BNSS, 2023 for quashing of orders dated 02.05.2024 & 20.07.2024 (Annexures P-4 & P-5) passed by learned Judicial Magistrate First Class, Gurugram in complaint No.NACT/3954/2023 dated 06.02.2023 vide which the presence of the petitioner has been ordered to be secured through non-bailable warrants as well as the order dated 17.02.2025 (Annexure P-6) vide which the proclamation proceedings under Section 82 Cr.P.C. stands issued against the petitioner.

Learned Senior counsel appearing for the petitioner though at the outset without contesting the orders dated 02.05.2024 & 20.07.2024 & 17.02.2025 (Annexures P-4 & P-5, P-6) on merits undertakes to join the trial proceedings within ten days.

Without addressing the merits of the case or the legality of the order, as the same has not been contested by the learned Senior counsel appearing for the petitioner, who has voluntarily agreed to join the proceedings before the trial court and to pay a penalty of Rs. 50,000/- which shall be deposited with Punjab & Haryana High Court Bar Clerk's Association, Chandigarh for causing unwarranted delay in the trial proceedings, the orders dated 02.05.2024 & 20.07.2024 & 17.02.2025 (Annexures P-4 & P-5, P-6) are hereby set aside. A receipt qua deposit of cost shall be furnished at the time of surrender before the trial Court.

However, the aforesaid order would be subject to fulfillment of undertaking given before this Court on behalf of the petitioner that he will surrender before the trial Court within ten days. If any application seeking bail is moved by the petitioner, the same be considered by the Court below preferably on that very day in accordance with law.

In the eventuality of petitioner being granted regular bail, he would be permitted to furnish his personal bonds.

The amount so deposited by the petitioner shall not be construed as cost for this order but penalty for stalling the court proceedings by evading himself from trial for a long time.

The petition stands disposed off in the aforesaid terms.

(SANDEEP MOUDGIL)  
JUDGE

21.05.2025

*Meenu*

*Whether speaking/reasoned*      *Yes/No*  
*Whether reportable*              *Yes/No*