

2025:PHHC:002590



126.

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

CRM-M-659-2025

Date of decision: 10.01.2025

Sunil Kumar

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Sushil Bhardwaj, Advocate, for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner under Section 528 of BNSS is seeking quashing of impugned order dated 12.12.2024 (Annexure P-3) passed by learned Additional Sessions Judge, Karnal, vide which the bail of the petitioner was cancelled and his bail bonds and surety bonds were forfeited to the State and non-bailable warrant of arrest were issued against him in case CRA No.643 of 2017, dated 04.12.2017, arising from criminal complaint NACT No.2683 of 2016, dated 21.09.2016, decided on 06.11.2017.

2. Learned counsel for the petitioner submits that it is on account of noting a wrong date, the impugned order has been passed. Non-appearance of the petitioner is neither intentional nor wilful. Learned counsel further submits that the petitioner is ready and willing to appear and surrender before the Trial Court. Hence, in the aforementioned facts and circumstances, the petitioner be protected till his appearance before the

Trial Court and directions be given to the Trial Court that his bail application, which he would be filing on his surrender, be decided expeditiously.

3. Notice of motion.

4. On asking of the Court, Mr. Rahul Mohan, Senior DAG, Haryana, accepts notice on behalf of respondent-State.

5. In view of the limited prayer made by the learned counsel for the petitioner, the instant petition is disposed of with the following directions:

The petitioner is to appear and surrender before the trial Court within 07 days from today. Till then, no coercive steps be taken against the petitioner. This is contingent upon the petitioner paying a cost of Rs.10,000/- to be deposited with the District Legal Services Authority concerned.

6. It is made clear that in case, the petitioner fails to surrender before the Trial Court within 07 days from today, this order shall be of no avail to him thereafter. In case, on appearance and surrender, the petitioner moves an application for bail, the Trial Court shall make earnest efforts to decide it expeditiously, in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

January 10, 2025
sanjeev

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