

2025:PHHC:107551



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

121

CRM-M-26310-2025

Date of Decision : 19.08.2025

SURENDRA MEHRA

.... PETITIONER

V/S

STATE OF PUNJAB

.... RESPONDENT

**CORAM:HON'BLE MR. JUSTICE SUBHAS MEHLA**

Present :- Mr.Amit Kumar Dhiman, Advocate  
for the petitioner.

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**SUBHAS MEHLA, J. (Oral)**

1. The instant petition has been filed for quashing of impugned order dated 18.09.2024 (Annexure P-11) passed by learned Judicial Magistrate 1<sup>st</sup> Class, Kharar whereby non-bailable warrant of arrest has been issued against the petitioner for 26.11.2024.

2. Learned counsel for the petitioner contended that while passing the impugned order, learned trial Court has not properly appreciated that non-bailable warrants should be issued when summons or bailable warrants would be unlikely to have the desired result. It is settled law that if the Court is of the opinion that summons are suffice in getting the appearance of the accused in Court, the summons or bailable warrants should be preferred. The power being discretionary must be exercised judiciously with care and caution.

3. Heard.

4. The petitioner is directed to surrender himself before the learned trial Court and on his surrender, if he moves an application for bail then the trial Court will decide his bail application on same day in accordance with law.
5. Disposed of accordingly.

**(SUBHAS MEHLA)**  
**JUDGE**

**19.08. 2025**  
*anju*

Whether speaking/reasoned : Yes/No  
Whether Reportable : Yes/No