



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

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**CRM-M-3271-2025 (O&M)
Decided on : 25.09.2025**

Sukhwinder Singh . . . Petitioner(s)

Versus

State of Punjab . . . Respondent(s)

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Ms. Rajvinder Kaur Sohal, Advocate
for the applicant-petitioner.

Mr. Neeraj Madaan, Sr. DAG, Punjab.

SANJAY VASHISTH, J. (Oral)

1. Criminal Misc. Application bearing No.CRM-37644-2025, under Section 528 of BNSS, 2023, has been filed seeking withdrawal of the main case i.e. CRM-M-3271-2025, which is listed for 26.11.2025.

2. In the main case, on 21.01.2025, following order was passed:-

“ The instant petition has been filed under section 528, BNSS for quashing the orders dated 05.10.2024 and 07.12.2024 (Annexures P-6 and P-8, respectively) in case no.SC/119/2021 in case bearing FIR no.18 dated 16.03.2021 under section 115 read with 302, 465, 467, 468, 471, 483, 120-B of IPC, 1860 and sections 25, 54, 59 of Arms Act, registered at Police Station Aur, District SBS Nagar passed by the learned Additional Sessions Judge, SBS Nagar, alongwith consequential proceedings whereby surety amount of Rs.1,00,000/- on petitioner was ordered to be forfeited.

In the instant petition, learned counsel for the petitioner submits that on account of non-appearance of main accused namely, Makhan Singh, before the Court concerned, the notices have been issued to the petitioner who stood surety for the accused-Makhan Singh. Counsel for the petitioner submits that the petitioner is a poor person, so, he is unable to pay the amount of Rs.1,00,000/- for which the recovery proceedings have been initiated by the Collector-cum-SDM concerned.

Notice of motion for 20.03.2025.

In the meantime, the direction of recovery of amount from the

petitioner shall remain stayed.”

Thereafter, hearing of the present case was deferred for 26.11.2025.

3. Today, on the very outset, learned counsel for the applicant-petitioner submits that dispute between the parties has already been resolved, and therefore, there is a request of learned counsel for the applicant-appellant that the date of hearing in the main case, which is fixed for 26.11.2025 be also pre-poned for today itself, and then petitioner be allowed to withdraw the main case, i.e., CRM-M-3271-2025.

4. Notice of the application.

5. Mr. Neeraj Madaan, Sr. DAG, Punjab, who is present in Court, accepts notice on behalf of the non-applicant/respondent – State and pleads no objection to the prayer made therein.

6. In view of the prayer and the averments made in the application, which is supported by an affidavit of the applicant-petitioner, date of hearing in the main case is pre-poned from 26.11.2025 to today itself i.e. 25.09.2025, and same is taken on board for its disposal.

7. As a necessary corollary, the main petition i.e. CRM-M-3271-2025 is dismissed as withdrawn.

Criminal Misc. Application also stands **disposed of**.

(SANJAY VASHISTH)
JUDGE

September 25, 2025

J.Ram

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