



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

CRM-M-1318-2025

Date of Decision:14.01.2025

Lahori Singh @ Lahora Singh

...Petitioner

vs.

State of Punjab

...Respondent

Coram : **Hon'ble Mr. Justice N.S.Shekhawat**

Present : Mr. Armaan Gagneja, Advocate
for the petitioner.

Mr. Deepinder Singh Brar, Sr. DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 528 of B.N.S.S with a prayer to set aside the impugned orders dated 30.07.2024 (Annexure P-4) and 13.11.2024 (Annexure P-5) passed by the Court of Additional District and Sessions Judge, Sri Muktsar Sahib, whereby the bail of the petitioner was cancelled and the bail bonds and surety bonds were ordered to be forfeited to the State and the petitioner was ordered to be summoned through non-bailable warrants of arrest.

2. Learned counsel for the petitioner contends the petitioner was falsely involved in the present case and thereafter, the petitioner was granted the concession of bail by the Trial Court on 03.10.2018 (Annexure P-2). Thereafter, the petitioner was regularly appearing before the Trial Court, however, he could not appear before the Trial Court on 30.07.2024 and 13.11.2024, due to his ill health and surgery. He further contends that the act of non-appearance on the part of the present petitioner was due to his ill health and

he is ready to surrender before the Court. He further contends that the petitioner was not aware of the consequences of non-appearance before the Trial Court, as he was not guided by his counsel. Thus, he prayed for a lenient view may be taken in the matter.

3. On the other hand learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner is avoiding the process of law and does not deserve any sympathy from this Court.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. From a perusal of the record, it is apparent that the Trial Court has rightly cancelled the bail in the present case and there is no illegality in the impugned orders passed by the Trial Court. However, the petitioner has offered an explanation for his non-appearance before the Trial Court, as he was suffering from ill health; so, the petitioner is permitted to surrender before the Trial Court/Duty Magistrate within a period of two weeks from today and on his surrender, he shall be admitted to bail subject to furnishing bail bonds and surety to the satisfaction of the concerned Court. However, the petitioner shall also deposit a sum of Rs.50,000/- as cost, which shall be deposited with ***Punjab and Haryana High Court Bar Clerks Association.***

6. At the time of furnishing of bail bonds, the petitioner shall also file an affidavit before the concerned Court that he shall continue to appear before the Court on each and every date of hearing and shall not absent himself during the court proceedings, except with prior permission of the Court.

7. The Trial Court/Duty Magistrate shall also be at liberty to impose

any other conditions, as it deems fit in the peculiar facts and circumstances of case.

8. The petition stands allowed in the above terms.

9. In case, the cost is not deposited, the present petition shall be deemed to be dismissed.

14.01.2025
hitesh

(N.S.SHEKHAWAT)
JUDGE

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