



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

129

CRM-M-33893-2025

Date of decision: 03.07.2025

**RITIK TOMAR AND OTHERS****...Petitioners****VERSUS****STATE OF HARYANA****...Respondent****CORAM : HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr. Sudhir Rana, Advocate  
for the petitioners.

Mr. Chetan Sharma, DAG, Haryana.

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**SANDEEP MOUDGIL, J.(ORAL)**

1. The jurisdiction of this Court has been invoked under Section 528 of BNSS 2023 for quashing of order dated 04.06.2025 (Annexure P-5) in FIR No. 89 dated 13.05.2024 U/S 216, 307, 387, 506, 34 & 120-b OF IPC and Section 25 of Arms Act, 1959 (Later on added Section 216 of IPC and Section 25 of Arms Act), registered at P.S. City Safidon, District Jind.

2. Learned counsel for the petitioners submits the petitioners could not appear on time in Court on one date i.e. 04.06.2025 as petitioners No.1, 2 & 4 belongs to Uttar Pradesh and petitioner No.3 was also late in reaching the Court, therefore, the Trial Court cancelled the bail of the petitioners and issued non-bailable warrants of arrest. He submits that the petitioners did not had any intention to avoid attendance in the Court proceedings otherwise they were appearing regularly on each and every date before the Court. He undertakes that the petitioners will



surrender before the trial Court and shall join the trial proceedings without any delay or default in future.

3. Notice of motion.

4. On the asking of the Court, learned State Counsel accepts notice on behalf of the respondent-State, who is not averse to the undertaking given by the petitioners that they will surrender before the trial Court.

5. Considering the submissions made by learned counsel and also in appreciation of the fact that it will only speed up the proceedings before the Trial Court which is one of the essence as enshrined under Article 21 of the Constitution of India, the petitioners are directed to surrender before the trial Court within a period of 10 days from today and apply for regular bail.

6. In case, such application for bail is moved by the petitioners before the learned trial Court, the same shall be considered on the same date and decided in accordance with law.

7. However, it is made clear that in case the petitioners do not abide by the aforesaid undertaking, the respondent/State shall be at liberty to move an appropriate application for revival of the instant petition.

8. The aforesaid order/concession to the petitioners shall be subject to payment of Rs.10,000/- as compensatory penalty to be deposited with the Punjab and Haryana High Court Bar Clerk Association, Chandigarh and a receipt of the same be produced before the Trial Court and only in that eventuality, application of the petitioners for seeking bail be considered and decided on the same day in accordance with law.



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

10. The instant petition is disposed of in the aforesaid terms.

**(SANDEEP MOUDGIL)**  
**JUDGE**

**03.07.2025**

*Nisha Yadav*

*Whether reasoned/speaking?*

*Yes/No*

*Whether reportable?*

*Yes/No*