



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

126

CRM-M-42428-2025

DECIDED ON: 06.08.2025

AMRITPAL SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SURYA PRATAP SINGH

Present: Mr. Sukhwinder Singh Dhillon, Advocate for the petitioner.

SURYA PRATAP SINGH, J (ORAL)

This is a petition, filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as 'BNSS'), for quashing the order dated 20.03.2024 (Annexure P-2) passed by the Court of learned Special Judge, Fazilka (hereinafter referred to as 'trial Court'), whereby the bail of the petitioner has been cancelled, his bail/surety bonds have been forfeited to the State and warrants of arrest has been issued against him, in case pertaining to FIR No.22 dated 11.03.2023, under Sections 21 and 29 of Narcotic Drugs and Psychotropic Substances Act (hereinafter referred to as 'NDPS Act').

Notice of motion.



On the asking of the Court, Mr. Rohit Bansal, Sr. DAG, Punjab, accepts notice on behalf of respondent-State and waives service.

Learned counsel for the petitioner submits that the petitioner was granted regular bail by the learned trial Court vide order dated 21.04.2023. He further submits that the petitioner was regularly appearing before the learned trial Court. However, on 20.03.2024, petitioner could not appear before the learned trial Court due to miscommunication and misunderstanding of the date and resultantly, on the same day, learned trial Court cancelled his bail order and his surety bonds were forfeited.

In view of the above and the fact that this is the first occasion when the petitioner committed default by jumping the bail, the present petition is disposed of with a direction to the petitioner to appear before the learned trial Court within a period of one week from today and in case, he appears before the learned trial Court within the stipulated period, he shall be admitted to bail on furnishing bail bonds to the satisfaction of the learned trial Court concerned/Illaqha Magistrate/Duty Magistrate. However, the learned trial Court would be at liberty to proceed further against the petitioner as well as his surety, as per provisions contained under Section 491 of BNSS (erstwhile Section 446 of CrPC).

06.08.2025

Gaurav Thakur

**(SURYA PRATAP SINGH)
JUDGE**