



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

**CRM-M-22356-2026 (O&M)
DECIDED ON: 15.05.2026**

YUVRAJ THAKUR @ MANU

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MS. JUSTICE MANDEEP PANNU

Present: Mr. Narinder S. Lucky, Advocate
for the petitioner.

MANDEEP PANNU, J (ORAL)

1. This is the petition under Section 528 of BNSS (Section 482 of Cr.P.C.) for quashing of Impugned order dated 09.02.2026 (Annexure P-2) passed by Ld. Trial Court, Jalandhar, in case titled "*State v Yuvraj Thakur Alias Manu*" bearing case FIR No. 188, dated 07.11.2022, U/S 148, 34, 323, 324, 341, 427, 149 of IPC & section 307 of IPC added later on (New Sections 191(3), 3(5), 115(2), 118(1), 126(2), 324(4), 190 of BNS, 2023) & section 109 of BNS added later on, PS Division no.7, District Jalandhar vide which bail order of the petitioner has been cancelled and his bail bonds has also been cancelled and forfeited to the State and, further proclamation under Section 82 Cr.P.C. has been issued against him.

2. Learned counsel for the petitioner submits that it is only on one occasion i.e. on 14.10.2025, when the petitioner could not appear before the trial Court, however, he has been continuously appearing on each and every



date. He further submits that the petitioner could not appear before the Court on the said date due to his poor health and family problems. He further contends that the petitioner was going through a difficult time at the relevant time and was not in a position to attend the court proceedings. Due to his absence on the said date, non-bailable warrants were issued against him for 09.02.2026. Thereafter, on 09.02.2026, his bail was cancelled and bail bonds were also cancelled and forfeited to the State and, further proclamation under Section 82 Cr.P.C. was issued against him.

3. Learned counsel for the petitioner *inter alia* contends that non-appearance of the petitioner was not deliberate or intentional and thus, aggrieved by the said order, he has approached this Court by way of instant petition. It is contended that the impugned order is liable to be quashed on the ground of unintentional non-appearance of the petitioner.

4. It is also submitted that the petitioner undertakes to appear before the trial Court on each and every date.

5. Notice of motion.

6. On the asking of the Court, Mr. Sahil Chowdhary, AAG, Punjab accepts notice on behalf of the respondent-State and submits that the impugned order has been passed on the sole ground of the absence of the petitioner, however, it is not disputed by him that petitioner was already on bail and had been appearing before the trial Court.

7. I have heard learned counsel for the petitioner and perused the record of the case file.

8. Whether the default on the part of the accused is intentional or unintentional depends on facts of each case. In the present case, the petitioner did not appear on 14.10.2025 before the learned Trial Court and



ultimately on 09.02.2026, his bail stands cancelled, bail bonds were also cancelled and forfeited to State followed by issuance of proclamation under Section 82 Cr.P.C. By filing the present petition, the petitioner has shown his intention to submit before the learned Trial Court.

9. The sole purpose of issuance ofailable/non-ailable warrants/proclamation is to secure presence of the accused before the trial Court. The petitioner in the present case has himself come forward and has undertaken to appear before the trial Court on each and every date.

10. Considering the totality of circumstances, this Court is of the view that the petitioner can be directed to appear before the trial Court, so that trial may resume. Accordingly, plea of the petitioner is accepted. Impugned order dated 09.02.2026 is set aside to the extent of cancellation of bail and issuance of proclamation under Section 82 Cr.P.C. only, and he is directed to be released on bail, in the eventuality of surrender by him before the trial Court within a period of 10 days from today, subject to payment of costs of Rs.5,000/- to be deposited with the Poor Patients' Welfare Fund, PGIMER, Chandigarh.

11. The petitioner shall also furnish fresh bail bonds/surety bonds to the satisfaction of the trial Court. Besides, petitioner will also submit an undertaking/affidavit that he will keep appearing during the proceedings of the trial in future and the proceedings will not be delayed because of his conduct.

12. It is made clear that in case, petitioner fails to appear before the trial Court within a stipulated period, this order shall be deemed to be vacated.

13. With aforementioned terms, present petition stands disposed of.



14. All pending miscellaneous application(s), if any, stands disposed of.

15.05.2026

Poonam Negi

**(MANDEEP PANNU)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No