

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M- 17808 of 2015

Date of decision: 25.08.2015

Sarabjit Singh

----Petitioner(s)

V/s

State of Punjab

-----Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr. J.S. Dadwal, Advocate for the petitioner.

Mr. P.S. Madahar, AAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer made in the present petition filed under Section 482 Cr.P.C. for quashing of the order dated 14.01.2015 (Annexure P-4), vide which the petitioner was declared proclaimed offender by Sub Divisional Judicial Magistrate, Anandpur Sahib in case FIR No. 72, dated 10.06.2014, under Section 420 IPC, registered at Police Station, Nangal, District Rupnagar, Punjab.

This Court vide order dated 27.05.2015 passed the following order:-

“Challenge in this petition is to the order dated 14.01.2015 (Annexure P/4) whereby Sub Divisional Judicial Magistrate, Anandpur Sahib has declared the petitioner as proclaimed person on account of his non-appearance before the court. Learned counsel for the petitioner submits that the petitioner has not been served any notice of appearance. Therefore, he could not appear before the court. Notice of

motion for 25.08.2015. In the meantime, if the petitioner surrenders before the trial court within a week, he shall be released on bail on his furnishing bail/surety bonds to the satisfaction of the trial court.”

Learned counsel for the petitioner contends that pursuant to the aforesaid order dated 27.05.2015, the petitioner has surrendered before the trial Court and he has been admitted on interim bail.

Learned State counsel, on instructions from Head Constable-Daljit Singh, does not dispute the aforesaid fact.

In view of the above, order dated 27.05.2015 passed by this Court, is made absolute.

It is made clear that although the petitioner had surrendered before the trial Court and the trial Court had been admitted him on bail, however, the petitioner shall face the trial in accordance with law. He shall appear before the trial Court as and when directed by the Court and the trial Court shall be at liberty to decide the case on the basis of available evidence before it, in accordance with law.

August 25, 2015
Anjal

(HARI PAL VERMA)
JUDGE