

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

**Criminal Misc. No. M-22472 of 2015
Date of Decision:-31.10.2015**

Harjinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

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. Hitesh Kaplish, Advocate
for the petitioner.

Mr. R.S. Nain, AAG Punjab.

HARI PAL VERMA J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.102 dated 20.5.1999, under Sections 324 and 323 read with Section 34 IPC, registered at Police Station Sadar, Phagwara and P.O. order dated 28.9.2004 (Annexure P-1) passed by learned Judicial Magistrate 1st Class, Phagwara, whereby the petitioner was declared proclaimed offender.

Learned counsel for the petitioner contends that it is on the application filed under Section 319 Cr.P.C. by complainant Teja Singh, the petitioner has been summoned to face the trial. Since the petitioner had

failed to appear before the trial Court, therefore, he was declared proclaimed offender vide order dated 28.9.2004. Learned counsel further submits that other co-accused in the case have already been acquitted by the trial Court. He argued that the petitioner remained abroad w.e.f. 20.1.2002 till 31.12.2006 and thereafter he again went abroad on 12.2.2007 and is abroad till date. The petitioner is ready to surrender before the trial Court and to face the trial. The trial Court be directed to admit the petitioner on bail on his surrender before the trial Court.

Learned State counsel on instructions from HC Sukhdev Singh submits that he has no objection if the petitioner surrenders before the trial Court to face the trial.

In view of the aforesaid facts and circumstances, the present petition is disposed of with a direction that in case the petitioner surrenders before the trial Court within four weeks from today, the trial Court shall admit him on bail subject to his furnishing bail bonds/surety bonds to its satisfaction. The petitioner shall face the trial in accordance with law and the trial Court shall endeavour to expedite the trial.

October 31, 2015
Vijay Asija

(**HARI PAL VERMA**)
JUDGE