

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

**CRM No. 24548 of 2015 (O&M)
Date of decision: 29.07.2015.**

Kharakwinder Singh @ Kharkoo

..... Petitioner.

Versus

State of Punjab and another

..... Respondents.

CORAM: HON'BLE MS. JUSTICE NAVITA SINGH

Present:- Mr. Prateek Pandit, Advocate, for the petitioner.

Mr. K.S. Pannu, DAG, Punjab, for respondent No. 1.

NAVITA SINGH, J. (ORAL)

Notice of motion.

State counsel, who is present in Court, accepts notice on behalf of respondent No. 1.

The petitioner was summoned as an accused in a complaint filed by respondent No. 2. However, the complaint was dismissed for want of prosecution on 23.01.2012 and according to counsel for the petitioner, the same was not restored thereafter and currently no proceedings are pending.

During the pendency of the complaint, the petitioner was declared a proclaimed offender. The petitioner at that time was living in England. In April, 2009, he got a passport from the Indian High Commission in London which was valid only till 20.04.2010 and he could not travel on that as the matter regarding immigration was pending with the British authorities. Fresh passport was issued on 26.07.2013 by the Indian

High Commission in London. He had left India and gone to London in 2004.

Copies of the relevant documents have been filed regarding issuance of first passport in April, 2009 and the second one in July, 2013.

In the given facts and circumstances of the case especially when the complaint is no more pending, the request of the petitioner for quashing the order vide which he was declared a proclaimed offender is allowed and the said order is quashed.

Counsel for the petitioner submits that he does not press the request for quashing of the complaint.

The petition is disposed of accordingly allowing the prayer for quashing of the order declaring the petitioner as proclaimed offender and dismissing the request regarding quashing of the complaint.

(NAVITA SINGH)
JUDGE

29.07.2015
Ramesh