

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

CRM-M-37090-2015 (O&M)
Date of decision : 26.11.2015

Padam Dev Shastri

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Naresh Gopal Sharma, Advocate,
for the petitioner.

Mr. Mehardeep Singh, DAG, Punjab,
assisted by ASI Rajinder Singh.

None for respondent No.2.

JITENDRA CHAUHAN, J. (Oral)

The present petition under Section 482 of the Code of Criminal Procedure has been filed seeking quashing of order dated 15.02.2014 (Annexure P-5), passed by the learned Judicial Magistrate 1st Class, Ludhiana, to the effect that in the presence portion of the order, it has been reflected that "Accused Padam Dev is PO".

On the last date of hearing, i.e., on 17.11.2015, the following order was passed by this Court:-

*"As per Annexure P-3, the petitioner has
been shown to be a proclaimed offender, whereas, as
per the communication dated 06.11.2015, addressed*

to the Registrar General of this Court by the Judicial Magistrate 1st Class, Ludhiana, no accused has been declared proclaimed offender in this case.

The learned State counsel is directed to verify the status of the petitioner and make a statement in this regard on the next date of hearing.”

In compliance of the above order, the learned State counsel has filed status report by way of affidavit dated 26.11.2015, in the Court. However, he submits that inadvertently, the case number of the connected matter, i.e. CRM-M-29536-2014 has been reflected on the status report and prays that the same may be read as CRM-M-37090-2015. The prayer is allowed and the status report is taken on record of CRM-M-37090-2015.

A perusal of the status report reveals that the petitioner, Padam Dev, is absconding, however, he has not been declared a proclaimed offender so far.

In this background, the learned counsel for the petitioner seeks permission to withdraw the present petition.

Dismissed as withdrawn.

26.11.2015
atulsethi

(JITENDRA CHAUHAN)
JUDGE