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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.3802 of 2015
Date of Decision: 03.08.2015

MANISH

.....Petitioner

Vs

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Gurvinder Sidhu, Advocate for
Mr. Himanshu Puri, Advocate
for the petitioner.

Mr. Arun Luthra, A.A.G., Haryana.

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

RAJ MOHAN SINGH, J. (Oral)

Petitioner seeks quashing of order dated 29.04.2011 vide which he was declared to be proclaimed offender in case bearing FIR No.426 dated 08.10.2008 under Sections 420/467 /468/471/120-B IPC, P.S. DLF Qutab Enclave, District Gurgaon.

Learned counsel for the petitioner contends that main accused namely B.D. Sharma filed **CRM-M No.13675 of 2013** titled as B.D. Sharma v. State of Haryana and another for quashing of FIR on the basis of compromise with the complainant. Vide order dated 15.11.2013 the aforesaid petition was allowed, thereby quashing the FIR in question along with all consequential proceedings qua the

petitioner therein i.e. B.D. Sharma.

Learned counsel for the petitioner assails the order declaring proclaimed offender on the ground that in the present facts and circumstances of the case, petitioner could not be declared as proclaimed offender in utter violations of provision in terms of Section 82 of the Code of Criminal Procedure Code.

Be that as it may, at this stage, in view of nature of proceedings it would be just and expedient to ask the petitioner to appear before the Additional Chief Judicial Magistrate, Gurgaon to join the stream.

Petitioner is directed to appear before Additional Chief Judicial Magistrate, Gurgaon and in event of his surrender, concerned Court would pass necessary orders in accordance with law as expeditiously as possible.

Disposed of.

August 03, 2015

Atik

(RAJ MOHAN SINGH)
JUDGE