

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-38818-2014 (O&M)
DATE OF DECISION : 10.08.2015

Dilpreet Singh @ Romi

..... Petitioner

Vs.

State of Punjab

.....Respondent

CORAM :- HON'BLE MR.JUSTICE AJAY TEWARI

Present :-Mr. Harmanpreet Singh Cheema, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab.

AJAY TEWARI, J.(ORAL)

This is a petition for quashing the order declaring the
petitioner as a Proclaimed Offender.

On 30.03.2015, the following order was passed :-

*"Reply by way of affidavit of Jagwinder Singh Cheema, PPS,
DSP, Samrala, Police District Khanna, District Ludhiana, filed on
behalf of respondent-State is taken on record.*

*Prayer in this petition is for quashing of the order dated
29.01.2009 (Annexure P-3) vide which the petitioner was declared
proclaimed offender by Judicial Magistrate Ist Class, Samrala, in FIR
No.126 dated 04.08.2001, under Sections 341, 506, 148, 149 IPC,
Police Station, Sadar Khanna.*

*Learned counsel relies upon order dated 16.05.2006 wherein
the petitioner Dilpreet Singh was found present in the Court and he has*

signed the proceedings as one of the accused. The trial Court adjourned the case for 09.08.2006.

Perusal of the order dated 09.08.2006 shows that accused No.17 i.e. petitioner was shown absent and the Court ordered their summoning through proclamation under Section 82 and 83 Cr.P.C. Simultaneously, arrest warrant was issued.

Learned counsel states that out of nineteen accused persons in the aforesaid FIR, eleven have already been acquitted. Co-accused Ajit Pal was also treated alike who filed CRM-M No.30539 of 2012 and the order declaring him proclaimed offender was set aside by the High Court and he was allowed to appear before the trial Court with interim protection. Thereafter, he faced the trial and he is also amongst other persons who have been acquitted by the trial Court.

Since the petitioner has also shown his willingness to appear before the trial Court and join stream, therefore, it would be just and expedient to allow petitioner to appear before the trial Court on 09.04.2015. On doing so, the petitioner shall be admitted to interim bail subject to the furnishing of adequate bail bonds/surety bonds to the satisfaction of trial Court.

Adjourned to 28.05.2015."

Learned Deputy Advocate General, Punjab on instructions from Head Constable Baldev Singh has accepted that the petitioner has appeared on 09.04.2015 and was released on interim bail and charge has been framed against him.

In the circumstances the petition is allowed and the impugned order is set aside.

Since the main case has been decided, the Criminal
Misc. Application, if any, also stands disposed of.

10.08.2015

Pooja Sharma-I

(AJAY TEWARI)
JUDGE