

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

**CRM No. M-11806 of 2016 (O/M)**

**Date of decision : May 28, 2016**

**Sarabjit Singh**

**..... Petitioner**

**Versus**

**State of Punjab and another**

**..... Respondents**

**CORAM : HON'BLE MR. JUSTICE KULDIP SINGH**

**Present:-** Mr. N.S. Dandiwal, Advocate for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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**KULDIP SINGH J. (ORAL)**

Notice of motion.

Mr. Ashish Sanghi, DAG, Punjab accepts notice on behalf of the State.

Petitioner was declared proclaimed offender vide order dated 15.10.2008 (Annexure P-5) passed by learned Judicial Magistrate 1<sup>st</sup> Class, Amritsar in a complaint titled as “Jaswant Singh vs Sikander Singh and others” filed under Sections 302, 452, 382, 148 and 149 IPC.

Learned counsel for the petitioner has produced the copy of order dated 21.05.2016 passed by learned Judicial Magistrate 1<sup>st</sup> Class, Amritsar, in the court today and the same is taken on record. It shows that the petitioner has surrendered before the lower court and has been taken into custody. Since, the petitioner has surrendered before the lower court, therefore, the order, declaring him proclaimed offender also goes.

Therefore, keeping in view the fact that the petitioner has surrendered before the lower court and is in custody, the order dated

15.10.2008 (Annexure P-5), declaring the petitioner as proclaimed offender is set aside. Let the petitioner avail the appropriate remedy of bail before the concerned court.

Accordingly, the present petition stands allowed.

**(KULDIP SINGH)**  
**JUDGE**

**May 28, 2016**  
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