

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

(224)

**CRM-M-13829-2016 (O&M)
Decided on: September 07, 2016.**

Mohinder Singh and others

.... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Gurmeet Singh, Advocate, for the petitioners.

Mr. Jashan Preet Singh, AAG, Punjab.

Mr. Krishan Singh Dadwal, Advocate, for the complainant.

M.M.S. BEDI, J (ORAL)

Petition has become infructuous qua all the petitioners except for petitioner No.5 Jaskaran Singh who has been declared a proclaimed offender. The petitioner has challenged the order declaring him proclaimed offender only on the ground that he did not have any notice about proclamation or any date of hearing fixed by the concerned Magistrate for appearance.

Statement of HC Gurbachan Singh who had effected proclamation and the order passed by the Magistrate, have been perused by me.

The exact date for appearance before the Court is not apparent from either of the statement or the order. Besides this, the petitioner has already appeared before the investigating officer.

In view of said circumstances, it cannot be said that he has been absconding or evading appearance before the Court or the investigating agency.

The petition is allowed.

Order declaring petitioner Jaskaran Singh proclaimed offender,
is set aside.

(M.M.S. BEDI)
JUDGE

September 07, 2016
harsha

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No