

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

C.R.M-M No.25059 of 2016(O&M)

Date of Decision : 14.09.2016

Manjit Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. C.M.Munjhal, Advocate for the petitioner.

Mr. K.S.Pannu, DAG, Punjab.

AJAY TEWARI, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of F.I.R. No.98 dated 23.11.2011 registered under Sections 302/34 IPC and Sections 25/27/54/59 of the Arms Act, at Police Station City City Rampura, District Bhatinda and order dated 30.10.2012 declaring the petitioner to be proclaimed offender.

On the last date the following contention was noticed :-

“Counsel for the petitioner submits that the petitioner was in India from 2.11.2011 to 24.11.2011 whereas an FIR was registered on 23.11.2011 against the petitioner and co-accused at Police Station, City, Rampura, District Bathinda.

The petitioner through his special power of attorney has moved this Court challenging the order declaring him a proclaimed offender claiming that he had no knowledge about any proclamation with another request that he is ready to face the trial by coming back to India.

It has also been submitted by the counsel for the petitioner that co-accused of the petitioner have been acquitted vide Annexure P4 after trial.”

Learned counsel for the petitioner has stated that pursuant to the last order the petitioner has returned to India.

Learned Deputy Advocate General on instructions from ASI Baltej Singh has accepted the factual submissions.

In this view of the matter the order declaring the petitioner as proclaimed offender can not be justified and the same is accordingly set aside.

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

14.09.2016

Pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No