

CRM-M-24335-2015

Date of Decision : 28.07.2016

Karnail Singh

.....Petitioner

versus

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** None for the petitioner.

Mr. Jashanpreet Singh, DAG, Punjab.

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

The petitioner seeks quashing of order dated 14.07.2015 declaring him a proclaimed offender.

A perusal of order dated 14.07.2015 passed by Judicial Magistrate First Class, Pathankot, indicates that proclamation was effected on 14.06.2016 and statement of the serving official was recorded on 02.07.2015. On expiry of 30 days, the petitioner has been declared a proclaimed offender vide order dated 14.07.2015. The petitioner had no notice for at least one month for appearance on 14.07.2015 when he was declared proclaimed offender.

It is apparent that the petitioner has been appearing before the Court after challan having been presented. In view of petitioner having already appeared before the Court, the order of declaring him proclaimed offender automatically ceases to exist because the objective of proceedings under Section 82 of the Code of Criminal Procedure is only to secure the presence of an accused. The presence of petitioner having already been secured on his appearance before the

Court and released on bail after surrender, this petition is disposed of as having rendered infructuous, petitioner ceasing to be a proclaimed offender any more.

(M.M.S. BEDI)
JUDGE

28.07.2016
Neha

Whether Speaking/Reasoned:	Yes/No
Whether Reportable:	Yes/No