

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

CRM-M-32385-2016 (O&M)
Date of decision : 03.11.2016

Harpreet Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Varinder Pal Singh, Advocate,
for Mr. Pardeep Bajaj, Advoate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.

None for respondent No.2.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks anticipatory bail under Section 438 of the Code of Criminal Procedure, in complaint dated 30.07.2014, titled as Karam Singh Vs. Harpreet Singh, under Section 138 of the Negotiable Instruments Act, pending before the Court of learned Judicial Magistrate, Batala.

Learned counsel for the petitioner contends that in pursuance of order dated 14.09.2016, the petitioner has surrendered before the trial Court. Learned counsel further reiterates the assertion made by him to the extent that he shall make the entire payment. It is contended that he was declared proclaimed offender without effecting proper service upon him.

There is no representation on behalf of the complainant despite service.

Keeping in view the assertions made by learned counsel for the petitioner, order dated 14.09.2016, is made absolute. Furthermore, order

ATUL SETHI
I attest to the accuracy and
authenticity of this document
Chandigarh

dated 30.04.2016, whereby, the petitioner was declared proclaimed offender, is also set aside, in case, the entire amount is repaid to the complainant along with interest at the rate of 9.5% per annum, within three months from today.

However, in case, the payment aforesaid, is not made within the stipulated period, this petition shall be deemed to have been dismissed without further notice.

Disposed of.

03.11.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No