

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

Criminal Misc.No.M-35262 of 2016 (O&M)
Date of Decision : 07th November, 2016

Sukhwinder Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Pankaj Jain, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG, Punjab
for the respondent(s)-State.

AJAY TEWARI, J. (Oral)

The petitioner has preferred the instant petition under Section 482 Cr.P.C., for quashing of complaint No.95/1 of 2006 instituted on 24.07.2006 titled as Kashmir Kaur versus Gurmukh Singh and others filed under Sections 438, 40, 504, 509, 307, 34 IPC alongwith all consequential proceedings arising therefrom including the order dated 21.04.2010 and the order dated 11.12.2013, passed by the Sub Divisional Judicial Magistrate, Phillaur vide which the petitioner was declared as proclaimed offender.

Service is complete.

None has appeared on behalf of respondent No.2 despite service.

Learned counsel for the petitioner states that the petitioner has been released on bail by the learned trial Court.

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Learned State counsel, on instructions, has accepted this fact.

None appears on behalf of respondent No.2 to oppose the said fact.

In these circumstances, the allegation made in the order dated 16.12.2013, declaring the petitioner as proclaimed offender, are unrebutted, therefore, that order is set aside.

Learned counsel for the petitioner states that he would not press the petition for quashing of complaint on merits at this stage.

Dismissed as not pressed only for quashing of complaint on merits at this stage.

Disposed of accordingly.

(AJAY TEWARI)
JUDGE

07th November, 2016
mamta

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No