

CRM-M-36946-2015

Date of Decision : 09.08.2016

Satnam Kaur Gill

.....Petitioner

versus

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. Rohit Sharma, Advocate
for the petitioner.

Mr. Jashanpreet Singh, AAG, Punjab.

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

The petitioner was arrayed as an accused along with her husband Iqbal Singh Gill and others on the complaint of Ajit Pal Singh alleging that he had been cheated by Iqbal Singh Gill and others including the petitioner.

The challan has already been presented against Sunil Kumar and Dharmvir Gill, co-accused of the petitioner. It is claimed by the petitioner that she is resident of House No. 643, Sector 8-B, Chandigarh whereas the address of the petitioner has been shown as SCO 643, Sector 8-B, Chandigarh.

Learned State counsel has made available the record brought by Head Constable Sukhdev Singh but the record does not contain the detailed address on the notice of proclamation. It is also not

apparent from the record whether petitioner had any knowledge about the date of appearance in the Court or not.

In view of said circumstances, the petition is allowed and the order declaring petitioner as proclaimed person is hereby set aside with liberty to the petitioner to avail the remedy under Section 438 or 439 Cr.P.C. in accordance with law on the basis of the present order.

(M.M.S. BEDI)
JUDGE

09.08.2016
Neha

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No