

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M-4566 of 2014

Date of decision: February 18, 2016.

Jugraj Singh and another

... **Petitioners**

v.

State of Punjab

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE KULDIP SINGH**

Present: Mr. N.S. Dandiwal, Advocate for the petitioners.

Mr. Amritpal Singh Gill, Asstt. Advocate General, Punjab.

Mr. Akshay Kumar Goel, Advocate for the complainant.

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *Whether to be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral):

Petitioner No.1 Jugraj Singh and his wife petitioner No.2 Veerpal Kaur have filed this petition for quashing the order dated 24.12.2013 passed by learned Sessions Judge, Moga vide which the petitioners were declared proclaimed offender in FIR No.60 dated 15.6.2009, registered under Sections 427, 380, 436, 454 IPC at Police Station Nihal Singh Wala, District Moga.

It comes out that the petitioners are claiming that they are living in Canada. After the filing of the petition, operation of the impugned order was stayed and it was made clear that there was no bar for the petitioners to appear before the trial court and to seek bail in accordance with law. However, it comes out that despite repeated adjournments since March 25, 2014 when the first order was passed, petitioner No.2 has not come to India at all whereas petitioner No.1 has not surrendered before the lower court. On the last date of hearing, i.e., 17.11.2015, last opportunity was given. Now, this Court is informed that

petitioner No.1 had moved anticipatory bail application which has been dismissed. It shows that petitioner No.1 is evading his appearance before the trial court and is not abiding by the court orders. Petitioner No.2 has not returned to India at all. Therefore, there is nothing illegal in declaring the petitioners as proclaimed offenders.

In view of the above, present petition is dismissed.

February 18, 2016.
kadyan

[Kuldip Singh]
Judge