

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

**CRM-M-2745-2017
Date of decision-30.01.2017**

Jagdish Singh @ Jagdeep Singh @ Vicky ...Petitioner

Vs.

State of Punjab ...Respondent

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.S.Sekhon, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

This petition under Section 438 of the Criminal Procedure Code has been filed for grant of anticipatory bail in FIR No.190 dated 17.09.2012 registered under Sections 379, 411, 471 and 472 of the Indian Penal Code (in short 'IPC') at Police Station Sadar Amritsar, District Amritsar.

Learned counsel contends that the petitioner has been falsely implicated in the present case. The allegations against the petitioner are that the petitioner along with his co-accused is involved in committing theft of a truck allegedly stolen on 31.08.2012 whereas, the petitioner and his co-accused were apprehended on 17.09.2012. Learned counsel for the petitioner further contends that the petitioner was neither served nor any intimation was supplied to him with regard to presentation of the challan and subsequently, he was declared a proclaimed offender without effecting service upon him.

As per record the petitioner has successfully evaded the process of the Court since 22.11.2013. In the month of October, 2016 after effecting

due service upon him he was declared a proclaimed offender.

In *State of M.P Vs. Pradeep Sharma 2014 (1) RCR (Crl) 269,*

it has been held that an accused who is declared absconder/proclaimed offender and is not cooperating with the investigation should not be granted anticipatory bail.

Keeping in view the conduct of the petitioner, no case for anticipatory bail to proclaimed offender is made out.

Consequently, the petition stands dismissed.

(JITENDRA CHAUHAN)
JUDGE

January 30, 2017

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No