

In the High Court of Punjab and Haryana, at Chandigarh

Criminal Misc. No. M-35939 of 2017

Date of Decision: 27.09.2017

Brig. (Retd.) Gurcharan Singh Khaira

... Petitioner(s)

Versus

State of Punjab and Another

... Respondent(s)

CORAM: Hon'ble Mr. Justice Shekher Dhawan.

Present: Mr. Rahul Rampal, Advocate
for the petitioner(s).

Shekher Dhawan, J.

Present petition under Section 482 Cr.P.C. for seeking quashing of order dated 28.8.2012 (Annexure P2), passed by the learned Judicial Magistrate Ist Class, Ajnala, whereby petitioner was declared as proclaimed offender.

Learned counsel for the petitioner *inter-alia* contended that petitioner is 78 years of age and proclamation order was not issued in accordance with law as notification of proclamation was not in order and the Court had not recorded the satisfaction while passing the impugned order. As the impugned order has been passed by the learned Judicial Magistrate Ist Class, Ajnala, petitioner can be relegated to the remedy to approach the same Court at the first instance.

In view of above, the present petition stands dismissed.

(Shekher Dhawan)
Judge

September 27, 2017
“DK”

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No

Deepak Kumar Bhardwaj
2017.09.28 14:02
I attest to the accuracy and
integrity of this document