

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

CRM-M No.44550 of 2017

Date of Decision : 02.12.2017

Gurdial Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Harkaran Singh, Advocate
for the petitioner.

Mr. Hittan Nehra, Addl. Advocate General, Punjab
for respondent No.1-State.

SUDIP AHLUWALIA, J. (ORAL)

Mr. Mukesh K. Sharma, Advocate has put in
appearance and filed his *vakalatnama* on behalf of respondent
No.2 today in the Court; Be kept on record.

Ld. Counsel for respondent No.2 submits that the
petitioner has actually paid up all his admissible dues for which he
was being tried under Section 138 of the Negotiable Instruments
Act.

Prayer on behalf of the petitioner is to enable
him to safely surrender before the Ld. Trial Court and have the

proceedings terminated logically in view of the final settlement already arrived at between the parties. He is however handicapped in that regard since an order declaring him a Proclaimed Offender had been passed while he was already residing abroad.

In the given circumstances, after hearing both sides, the matter is disposed off with a liberty to the petitioner to surrender before the Ld. Trial Court within a fortnight from the date.

Operation of the coercive process/order(s) issued against the present petitioner shall remain stayed in the meantime.

After appearance of the petitioner in the Ld. Court below, his application for final disposal of the matter to be filed jointly along with the complainant shall be decided on merits expeditiously.

A copy of this order be given under the signatures of the Bench Secretary of this Court to the Ld. Counsel for the petitioner.

December 02, 2017

Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No