

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

135+144

Date of Decision: 22.12.2017.

CRM-M-49339-2017 (O&M)

Sanjay

....Petitioner.

Versus

State of Haryana and another

....Respondents.

AND

CRM-M-49688-2017 (O&M)

Sandeep

....Petitioner.

Versus

State of Haryana and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Abhishek Yadav, Advocate for the petitioner.

Ramendra Jain, J.(Oral)

Through these two petitions, under Section 482 of the Code of Criminal Procedure, prayer has been made for setting aside the order dated 31.10.2017, vide which petitioners Sanjay and Sandeep were declared as proclaimed persons in Complaint No.RBT-176 of 2016 dated 12.04.2016 under Sections 420/506 of the Indian Penal Code (for short, 'IPC').

In a complaint of respondent No.2, the petitioners were summoned under Sections 420 and 506 IPC, vide order dated 18.01.2017 by Judicial Magistrate Ist Class, Gohana, but they avoided their service and, therefore, were declared as proclaimed persons vide order dated 31.10.2017.

Considering over all facts and circumstances of the case, petitioners Sanjay and Sandeep are directed to appear before the trial Court on or before 10.01.2018 and would jointly and severally deposit the disputed amount alleged by respondent No.2-complainant in the complaint and their bail application be decided within two days by the trial Court.

The trial Court shall convert the aforesaid amount into a STDR in some nationalized bank fetching maximum rate of interest so as to save loss of interest to any of the party which would be held entitled on final adjudication. It is clarified that if the petitioners would not comply with this order, the same shall automatically stand cancelled.

Disposed of.

(RAMENDRA JAIN)
JUDGE

22.12.2017
jitender sharma

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No