

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

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CRM-M-15622-2018

Date of Decision: April 19, 2018

Mukesh Kumar

.....Petitioner(s)

versus

Ram Bhagat

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Hemant Saini, Advocate
for the petitioner.

Sudhir Mittal, J. (Oral)

The petitioner seeks setting aside of order dated 17.01.2018 (Annexure P-4), whereby a proclamation under section 82 of the Code of Criminal procedure, 1973 (for short Cr.P.C.) has been ordered to be issued against the petitioner.

Learned counsel for the petitioner submits that the petitioner is not residing at the address mentioned in the complaint and that he was never served. Thus, the issuance of proclamation under section 82 Cr.P.C. is an abuse of process of law.

The petition is disposed of with directions to the petitioner to surrender before the learned trial Court within a period of fifteen days from today. In case he does so, the learned trial Court shall release him on regular bail to its satisfaction.

April 19, 2018

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**[SUDHIR MITTAL]
JUDGE**

Whether speaking/reasoned :	Yes
Whether Reportable :	Yes