

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

CRM-M-19992 of 2016(O&M)

Date of Decision: 02.02.2018

Harpreet Singh

....Petitioner

Versus

State of Punjab

....Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Rishab Gupta, Advocate
for the petitioner.

Mr. A.S. Dhaliwal, DAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of the order dated 03.08.2010 (Annexure P-2) declaring the petitioner as a Proclaimed Offender in FIR No.188 dated 11.09.2007 (Annexure P1) registered at Police Station Mahilpur, District Hoshiarpur under Section 325, 341, 324, 427, 148, 149 of the Indian Penal Code.

It has been pointed out by learned counsel for the petitioner that after declaring the petitioner proclaimed offender vide order dated 03.08.2010, he joined the proceedings before learned trial Court and ultimately convicted and sentenced under Section 324, 323, 341 vide judgment and order dated 21.11.2017.

It is further contended that in pursuance of the order dated 03.08.2010 no FIR under Section 174 A of the Indian Penal Code was registered against the petitioner.

The above factual position is duly acknowledged by learned State counsel on instructions from HC Gurchain Singh.

In view of the facts and circumstances discussed hereinabove when the petitioner already stands convicted and sentenced in FIR No.188 dated 11.09.2007 and there is no FIR registered under section 174-A IPC till date, this Court deems it appropriate that the impugned order deserves to be quashed and set aside and ordered accordingly.

Petition stands allowed.

[MAHABIR SINGH SINDHU]
JUDGE

February 02, 2018
rashmi

Whether speaking/reasoned	yes/no
Whether reportable?	yes/no