

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

**Criminal Misc.No.M-20099 of 2016 (O&M)
Date of Decision : 23.03.2018**

Jasmeet Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. J.S.Mundi, Advocate
for the petitioner.

Mr. Karanbir Singh, AAG, Punjab.

RAJ SHEKHAR ATTRI, J. (Oral)

Petitioner has preferred the instant petition for quashing of impugned order dated 14.11.2012, passed by the learned Chief Judicial Magistrate, Tarn Taran, vide which the petitioner has been wrongly and illegally declared as proclaimed offender in case FIR No.139 dated 05.10.2011, registered under Sections 420, 406 IPC at Police Station Sadar Tarn Taran.

None has appeared on behalf of respondent No.2 despite service.

It has been submitted that the impugned order is defective one as period of 30 days has not been given. The trial court, vide order dated 20.10.2012, has duly observed that 30 days has not been elapsed and adjourned the matter for 14.11.2012.

In the proclamation, only 08 days was given which is contrary

to the law.

Apart from it, compromise has been effected between the parties.

Keeping in view the facts and circumstances of the case, the instant petition stands allowed. The impugned order dated 14.11.2012, passed by the learned trial court, is set aside. Petitioner is directed to surrender before the learned court below and move application for grant of regular bail. On doing so, the trial court is directed to decide the said application within three days.

23.03.2018
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(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No