

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

Crl. Misc. M 20245 of 2016 (O&M)  
Date of decision: 13.8.2018

Manjit Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present: Ms. Jyoti, Advocate, for  
Mr. Amit Arora, Advocate  
for the petitioner.

Ms. Seena Mand, DAG, Punjab.,

**JAISHREE THAKUR, J. (Oral)**

This is a petition that has been filed under Section 482 of the Code of Criminal Procedure for issuance of necessary directions to the officials respondents to produce the accused—Harpreet Singh/respondent No.4 to face trial in case FIR No. 183 dated 23.12.2013 registered under Sections 498-A and 406 IPC at Police Station Jhabhal, District Tarn Taran, who has been declared as proclaimed offender by the trial court.

In brief, the facts are that the petitioner solemnized a marriage with Harpreet Singh on 14.8.2011 and on account of the matrimonial disputes that arose between the parties, the petitioner got FIR No. 183 dated 23.12.2013 registered under Sections 498-A and 406 IPC at Police Station Jhabhal, District Tarn Taran, against her husband—respondent No.4 and others. The husband of the petitioner Harpreet Singh evaded appearance and arrest and subsequently proceedings under Section 82 of the Code of

Criminal Procedure were initiated against him.

As respondent No.4 failed to put in appearance, he was declared as proclaimed offender by order dated 14.9.2015. The petitioner herein has filed the instant petition seeking arrest of the said accused to face trial.

Notice of motion had been issued in the said matter and a reply by way of affidavit of Jagbinder Singh, PPS, Deputy Superintendent of Police, Sub Division Tarn Taran has been filed. It is stated that respondent No.4—Harpreet Singh could not be arrested and subsequently he has been declared as a proclaimed offender by the Chief Judicial Magistrate, Tarn Taran on 14.9.2015. On completion of investigation, a challan has been presented against the other accused, namely, Balwinder Singh and Kashmir Kaur, in which charges have been framed against them and the prosecution evidence is complete. In the reply, it is also stated that every effort had been made to locate and arrest said Harpreet Singh, however, to no avail. He has not visited his residential house and efforts were also made to locate his property so that the same could be attached. However, the said accused does not own any property in his native village.

Learned counsel appearing on behalf of the respondents—State submits that all efforts are being made to locate respondent No.4—Harpreet Singh and as and when his whereabouts are known to the State, he will be arrested and made to face the trial.

I have heard learned counsel for the parties and have perused the reply filed by the respondents—State.

In view of the above statement made by the learned counsel for

the respondent—State that every effort is being made to locate the accused —Harpreet Singh and as and when he is arrested he shall be made to face the trial and also that efforts were made to locate his property so that the same could be attached, no further orders are called for.

The petition is disposed of accordingly.

13.8.2018  
prem

(JAISHREE THAKUR)  
JUDGE

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|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether reportable        | No  |