

122.

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

CRM-M-20747-2018

Date of decision:13.07.2018.

HARWINDER SINGH

... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Aman Pal, Advocate, for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.254 dated 23.08.2008 registered under Sections 392, 397, 148, 149, 506 IPC at Police Station City Kapurthala, District Kapurthala and the order dated 11.02.2014 (Annexure P-2) whereby the petitioner was declared proclaimed offender by the learned Chief Judicial Magistrate, Kapurthala.

Learned counsel for the petitioner has argued that vide order dated 11.02.2014, petitioner was declared as a proclaimed offender by the learned Chief Judicial Magistrate, Kapurthala. He submits that there is no statement as in what manner service on the petitioner was effected by way of proclamation on 03.01.2014. Even the other co-accused had been acquitted vide judgment dated 30.11.2015 passed by learned Sessions Judge, Kapurthala. He further states that irrespective of the fact that the co-accused have been acquitted, petitioner is still ready to surrender before the trial

Court and to face trial in accordance with law.

On the other hand, learned State counsel, on instructions from HC Surjit Singh, states that the petitioner had avoided service and he was duly served.

I have heard learned counsel for the parties.

Having recourse to the judgment passed by this Court in **Mehnga Singh Versus State of Punjab-2002 (2) R.C.R.(Criminal) 501**, it is directed that in case the petitioner, who has been declared proclaimed offender, appear before the trial Court within a week from today, the trial Court shall admit him on bail subject to his furnishing bail bonds/surety bonds to its satisfaction.

While accepting the bail bonds/surety bonds, the trial Court may impose any other reasonable condition which it may deem fit.

Disposed of.

(HARI PAL VERMA)
JUDGE

13.07.2018
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No