

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M No. 20973 of 2018 (O&M)
Date of decision : 17.5.2018

...

Makhan Singh

.....Petitioner

vs.

State of Punjab

.....Respondent

Coram: Hon'ble Mr. Justice H. S. Madaan

Present: Mr.R.K. Samyal, Advocate for the petitioner.

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H. S. Madaan, J. (Oral)

This is a petition for pre-arrest bail filed by petitioner – Makhan Singh, who has since been declared as proclaimed offender.

In view of the ratio of authority **Mehnga Singh vs. State of Punjab 2002 (2) RCR (Criminal) 501**, by a Coordinate Bench of this Court, such petition is not maintainable, since the accused should first move the Court which declared him proclaimed offender and power under Section 482 Cr.P.C. is not to be exercised in favour of a person who is absconder or avoiding service.

Accordingly, the petition stands dismissed.

However, it is observed that in case of petitioner appearing in the trial Court within 7 days from today and moving an application for regular bail, the same be disposed of expeditiously.

(H.S. Madaan)
Judge

17.5.2018
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Whether speaking / reasoned

Yes / No

Whether reportable

Yes / No