

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

CRM-M-26686 of 2016 .

Decided on:- December 10, 2018.

Gurdev Singh.

.....Petitioner.

Versus

State of Punjab and another

.....Respondents.

CORAM: *HON'BLE MR. JUSTICE HARI PAL VERMA.*

Present:- Ms. Jasneet Mehra, 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 the order dated 17.01.2015 (Annexure P-3) passed by learned Judicial Magistrate 1st Class, Gurdaspur, whereby the petitioner was declared as a proclaimed person in case bearing FIR No.273 dated 20.10.2013 under Sections 420 and 120-B IPC registered at Police Station Dina Nagar, District Gurdaspur.

Learned counsel for the petitioner states that the petitioner is living abroad and at this stage, he is ready to surrender before the trial Court and to face the trial in accordance with law.

On the other hand, learned State counsel, on instructions from ASI Raman Kumar, states that on account of non-appearance of the petitioner,

he was declared as a proclaimed person and the allegations against him are serious in nature.

I have heard learned counsel for the parties.

Having heard learned counsel for the parties and considering the fact that the petitioner has shown his inclination to surrender before the trial Court and to face the trial, it is ordered that in case the petitioner surrenders before the trial Court within one month from today, he shall be admitted on bail on his furnishing requisite bail bonds and surety bonds to the satisfaction of learned trial Court, however, subject to payment of costs of Rs.10,000/- to the Poor Patients' Welfare Fund of the Postgraduate Institute of Medical Education and Research (PGIMER), Chandigarh.

The petitioner shall also furnish an affidavit before the trial Court that he shall not delay the proceedings in any manner and shall appear regularly during the trial unless exemption is granted by the trial Court.

Accordingly, the impugned order dated 17.01.2015 (Annexure P-3) passed by learned Judicial Magistrate 1st Class, Gurdaspur is set aside and the instant petition stands disposed of.

December 10, 2018

Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No