

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

CRM No. M-34627 of 2017 (O&M)

Date of Decision: 15.02.2018

Amandeep Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Jasraj Singh, Advocate,
for the petitioner.

Mr. S.S.Sandhu, AAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of pre arrest in case FIR No.08 dated 20.01.2013, under Sections 353, 186, 332, 427, 224, 225, 440, 506, 148, 149 of the IPC and Sections 25/54/59 of the Arms Act, registered at Police Station Bullowal, District Hoshiarpur.

On a previous date of hearing i.e. 21.11.2017 the following order was passed by this Court:

CRM-36444-2017

Application is allowed and copy of passport of petitioner is taken on record as Annexure P-6.

CRM-M-34627-2017 & CRM-M-34713-2017

Learned counsel for the petitioner submits that after registration of FIR in this case on 20.01.2013, petitioner was allowed bail by the police. Thereafter, he left the country on 03.08.2013 and was

abroad. The challan was presented in his absence and he was never made aware about presentation of challan or initiation of proceedings declaring him proclaimed offender. He has now come to know about these proceedings and intend to surrender before the trial Court.

Learned State counsel does not dispute the submission of learned counsel for the petitioner to the effect that he was allowed regular bail and challan was filed on 03.12.2014. He, however, seeks adjournment to verify whether the petitioner was abroad and where the proclamation was effected.

List on 24.01.2018.

Petitioner is directed to surrender before the trial Court/Duty Magistrate, within two weeks and on his appearance, he shall be released on interim bail, till the next date, on his furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

Copy of this order be placed on the file of other connected matter.”

Learned State counsel upon instructions from HC Sukhdev Singh does not rebut the observations contained in the order dated 21.11.2017 as regards the petitioner having proceeded abroad and proclamation proceedings having been initiated thereafter.

Learned counsel representing the petitioner has produced during the course of hearing today a certified copy of order dated 30.11.2017 passed by the learned JMIC, Hoshiarpur and perusal thereof would reveal that the petitioner has duly

surrendered before the trial Court and has been admitted to interim bail on having furnishing bail bonds and surety bonds in the sum of Rs.80,000/-. The same is taken on record as Mark 'A'.

In the light of observations recorded by this Court in the order dated 21.11.2017 and coupled with the fact that the petitioner has joined trial proceedings, prayer made in the present petition is accepted.

Order dated 21.11.2017, passed by this Court is made absolute.

Disposed of.

15.02.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned

Yes

Whether Reportable

No