

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

**CRM-M No. 42803 of 2016
Date of Decision:-28.11.2018**

Karan Aggarwal

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Gautam Dutt, Advocate
for the petitioner.

Mr. Navdeep Singh, AAG, Haryana.

MANOJ BAJAJ J.(Oral)

By filing the present petition, the petitioner has challenged the order dated 07.11.2016 passed by the Judicial Magistrate 1st Class, Kaithal, whereby the petitioner was declared as proclaimed person.

This Court, vide order dated 30.8.2018 had given time to the petitioner to surrender before the trial Court/Duty Magistrate within six weeks. The order dated 30.8.2018 passed by this Court reads as under :-

“Proxy counsel appearing for learned counsel for the petitioner requests for one more adjournment.

List on 28.11.2018.

In CRM-M No.42803 of 2016, the petitioner is seeking quashing of order dated 07.11.2016, whereby he was declared as proclaimed offender. Subject to decision

of this petition, the petitioner is directed to surrender before the trial Court/Duty Magistrate, within six 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.

This interim order shall have no effect on the merits of the petition.

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

Learned counsel for the petitioner contends that in compliance of order dated 30.8.2018, the petitioner surrendered before the trial Court on 01.10.2018 and has been granted interim bail. Pursuant to this interim bail, the petitioner has also furnished his bail bonds and surety as directed by the Court below.

In view of above, this petition is rendered infructuous as nothing survives for adjudication. Since the petitioner has already appeared before the trial Court and is on interim bail, it shall be open for the learned Court below to either allow him to remain on these very bail bonds and surety or may seek fresh bail bonds and surety.

Disposed off.

November 28, 2018
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No