

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

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CRM-M NO.6778 OF 2018

DATE OF DECISION: FEBRUARY 16, 2018

Shashi Bala

.....Petitioner

VERSUS

State of Punjab and another

....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Ms. Jyoti Sareen, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court for quashing of the order dated 28.08.2015 passed by the Judicial Magistrate Ist Class, Jalandhar (Annexure P-6), whereby she has been declared as proclaimed offender.

Counsel for the petitioner states that the petitioner has never been served in the proceedings before the trial Court and the order has been passed by the Court without taking into consideration the fact that no proper service has been effected on the petitioner. She, in any case, contends that in the proceedings, which have been initiated by the Bank against the petitioner and her husband, the Manager of the Bank had appeared before the trial Court on 23.12.2017, where his statement has been recorded by the learned trial Court while deciding the application for grant of regular bail of the husband of the petitioner, namely, Kamaljit Shoor, to the effect that there are no dues against the accused and that a 'no due certificate' has been

issued and copy of the said No Dues Certificate has been appended as Annexure P-1. Counsel for the petitioner, on the basis of these submissions, states that the petitioner had never absconded or had any intention to evade appearance before the trial Court and it was merely because of non-service of the said notice that the impugned order has been passed. She also submits that the petitioner would surrender before the trial Court on 20.02.2018 and move an application for grant of regular bail.

In case the petitioner surrenders on 20.02.2018 and moves an application for grant of regular bail and for recall of the order declaring her a proclaimed offender, the same shall be entertained and her bail/surety bonds shall be accepted to the satisfaction of the trial Court, Jalandhar.

With the above observations, the petition stands disposed of.

February 16, 2018
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No