

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

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CRM-M No.7004 of 2018

Date of Decision: February 19th, 2018

Raman Sharma and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Nimanyu Gautam, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of learned counsel for the petitioner that on a private complaint filed before the Chief Judicial Magistrate, Jalandhar, under Sections 420, 406, 465, 467, 468, 471 read with Section 120-B IPC, petitioners were summoned on 18.11.2015 (Annexure P-2) by the learned Judicial Magistrate Ist Class, Jalandhar. In the said complaint, the addresses given of the two petitioners namely Raman Sharma and Aman Sharma, are incorrect because of which they were never served. He contends that petitioner No.1-Raman Sharma and petitioner No.2-Aman Sharma are residents of Delhi and Ludhiana respectively, whereas the address given in the complaint is of Jalandhar. In support whereof, he refers to Annexure P-4 Colly., the Aadhaar Cards. He further contends that the petitioners were not aware of they having been summoned in any complaint filed against them and, therefore, could not have appeared before the trial Court. He states that the petitioners want to surrender before the trial Court and join the trial proceedings and continue to face trial.

In the light of the submissions made by the counsel for the petitioners and keeping in view the fact that the petitioners assert their addresses to be the one as have been mentioned in the present petition based upon the Aadhaar Cards, copies whereof have been appended as

Annexure P-4 Colly. and that they are ready and willing to surrender before the trial Court and join the proceedings therein, the petitioners are directed to surrender before the trial Court on or before **28.02.2018**.

On surrender, if they move an application for grant of regular bail, they shall be admitted to bail to the satisfaction of the trial Court.

The petitioners shall thereafter continue to appear before the trial Court without fail on the date which may be fixed in the proceedings.

The petition stands disposed of accordingly.

February 19th, 2018

Puneet

(AUGUSTINE GEORGE MASIH)

JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No