

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

CRM-M-6486-2019
Date of decision: 19.10.2019

Sajjan

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- None for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for quashing of the order dated 12.08.2015, vide which the petitioner was declared a proclaimed offender in FIR No.112 dated 10.07.2014 under Sections 489A, 489B, 489C IPC, registered at Police Station City Gurdaspur.

On 26.02.2019, the following order was passed:

“Learned counsel for the petitioner submits that the petitioner was not named in the FIR and his name surfaced only on the disclosure statement of co-accused. It is further submitted that the petitioner is ordinarily residing at Panipat, whereas offence relates to Amritsar and address of the petitioner was not correctly given, therefore, the proclamation was never effected at the his ordinary place of residence. Learned counsel further submits that two coaccused of the petitioner namely Avneet Kaur and Rahul Arora, who have faced the full length trial, stand acquitted by the Additional Sessions Judge, Gurdaspur, vide judgment dated 29.11.2018. It is also submitted that the petitioner is ready to surrender before the trial Court and face the trial.

Notice of motion for 11.04.2019.

On asking of the Court, Mr. M.S. Nagra, AAG, Punjab accepts notice on behalf of the respondent-State.

In the meantime, petitioner is directed to appear before the trial Court within a period of 10 days from today and the trial Court will release him on interim bail subject to furnishing his bail/surety bonds.

Till then, arrest of the petitioner shall remain stayed subject to the conditions envisaged under Section 438(2) Cr.P.C.”

There is no representation on behalf of the petitioner.

Learned counsel for the State, on instructions from ASI Harjinder Singh, submits that the petitioner has not appeared before the trial Court despite having been granted relief by this Court, vide order dated 26.02.2019.

In view of the above, since the petitioner has not complied with the direction of this Court, the present petition is hereby dismissed.

19.10.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No