

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

CRM-M-6990 of 2019.

Decided on:- February 15, 2019.

Randhir Gill.

.....Petitioner.

Versus

State of Punjab and another

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Sultan Singh Gill, Advocate for the petitioner.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.PC is for quashing of the order dated 29.04.2014 (Annexure P-2) passed by learned Chief Judicial Magistrate, Amritsar, whereby the petitioner was declared as a proclaimed person in FIR No.4 dated 12.09.2013 under Sections 406 and 498-A IPC registered at Police Station NRI Amritsar, District Amritsar.

Learned counsel for the petitioner states that the matter has been compromised between the parties before the Mediation and Conciliation Centre of this Court and a settlement agreement dated 11.01.2018 has been finalised and has duly been signed by Kamaljit Singh (special power of attorney of the petitioner) and respondent No.2 Seema Gill. The petitioner was declared as a proclaimed person for the reason that he was not in India at the relevant time. Rather, he is still in Spain. Since the matter has been compromised between the parties, the petitioner is ready to surrender before the trial Court and to get the case decided.

Notice of motion to respondent No.1 only at this stage.

On asking of this Court, Mr. Rana Harjasdeep Singh, Deputy Advocate General, Punjab accepts notice on behalf of the respondent-State.

Learned counsel for the petitioner is directed to supply requisite number of complete copies of the paper book to learned State counsel during course of the day.

Heard.

Having heard learned counsel for the parties and considering the fact that the matter has been compromised between the parties before the Mediation and Conciliation Centre of this Court, the present petition is allowed and the impugned order dated 29.04.2014 (Annexure P-2) passed by learned Chief Judicial Magistrate, Amritsar, whereby the petitioner was declared as a proclaimed person, is set aside, however, subject to payment of costs of Rs.25,000/- by the petitioner to the Poor Patients' Welfare Fund of the Postgraduate Institute of Medical Education and Research (PGIMER), Chandigarh within a period of one month from today.

In case the petitioner surrenders before the trial Court within one month from today, he shall be admitted on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court.

The petitioner shall be at liberty to avail the appropriate remedy as available under law.

February 15, 2019
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No