

123.

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

**CRM-14302-2019 IN/AND
CRM-M-14999-2019**

Date of decision:03.05.2019

RAMESH KUMAR

... Petitioner

Versus

STATE OF PUNJAB AND ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Arun Takhi, Advocate,
for the petitioner.

Mr. Ashish Pal Kaushal, Advocate,
for respondent No.2.

HARI PAL VERMA, J.(Oral)

CRM-14302-2019

Prayer in this application filed under Section 482 Cr.P.C. is for
preponement of the date from 01.07.2019 to an early date of hearing.

For the reasons stated in the application, same is allowed and
the hearing of the case, which is otherwise fixed for 01.07.2019, is preponed
and the case is taken on board today itself.

CRM-M-14999-2019

Prayer in this petition filed under Section 482 Cr.P.C. is for
quashing of F.I.R. No.52 dated 10.05.2014 registered under Sections 498-A,
406 of IPC at Police Station Bullowal, District Hoshiarpur (Annexure P-1)
on the basis of compromise dated 06.02.2019 (Annexure P-4). Prayer has
also been made to quash the order dated 06.04.2018 (Annexure P-2)

whereby the petitioner has been declared as Proclaimed Person.

At the outset, counsel for the petitioner confines his prayer for quashing of order dated 06.04.2018 whereby the petitioner has been declared as Proclaimed Person. He has argued that after the registration of FIR, the petitioner has never been in India and, therefore, could not have been served, but irrespective of that, the petitioner is ready to appear before the trial Court with an undertaking to face trial in accordance with law.

Accordingly, the present petition is disposed of with a direction that in case the petitioner appears/surrenders before the trial Court within 4 weeks from today, the trial Court shall admit him on bail subject to his furnishing adequate bail bonds/surety bonds to its satisfaction, however, that would be subject to payment of costs of Rs.15,000/- to be deposited with the Poor Patients' Welfare Fund of the Postgraduate Institute of Medical Education and Research (PGIMER), Chandigarh.

The petitioner would be at liberty to file fresh petition seeking quashing of FIR on the basis of compromise, after his bail bonds are accepted by the trial Court on his appearance.

For four weeks, the arrest of the petitioner shall remain stayed.

(HARI PAL VERMA)
JUDGE

03.05.2019
sanjeev

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No