Ankur Goyal
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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No.246

CRM-M-3332 of 2017
DECIDED ON: *January 09, 2019*

GURCHARAN SINGH BHANGU ALIAS CHARAN BHANGU

..PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. S.S. Swaich, Advocate,
for the petitioner.

Mr. K.S. Sidhu, DAG, Punjab.

Mr. Gitish Bhardwaj, Advocate,
for the complainant.

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SUDHIR MITTAL, J. (ORAL)

The petitioner seeks quashing of order dated 02.12.2016 (P-8), whereby the learned Additional Sessions Judge, Fatehgarh Sahib has dismissed the revision petition filed against the order dated 01.07.2013 (P-7) declaring the petitioner as a proclaimed offender.

Learned counsel for the petitioner submits that no notice was ever served upon the petitioner as he was residing in Italy. The report of the Process Server also indicates the same and therefore, the trial Court passed an illegal order. The petitioner is in India now and prepared to surrender before the trial Court and to join the trial.

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Learned State counsel as well as counsel for the complainant are not in a position to controvert the submissions made on behalf of the petitioner.

Thus, the impugned order dated 01.07.2013 (P-7) passed by the Judicial Magistrate 1st Class, Fatehgarh Sahib as well as order dated 02.12.2016 (P-8) passed by the Additional Sessions Judge, Fatehgarh Sahib, are quashed. The petitioner is directed to surrender before the trial Court on or before 16.01.2019 and seek regular bail. In case an application is filed for the same, the trial Court shall grant regular bail to the petitioner and conclude the trial expeditiously.

Petition stands disposed of accordingly.

January 09, 2019 **(SUDHIR MITTAL)**
Ankur **JUDGE**

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No