

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

1. CRM-M-16945-2019

Anjali Sharma

...Petitioner

Versus

State of Punjab and another

...Respondents

2. CRM-M-17240-2019

Anjali Sharma

...Petitioner

Versus

State of Punjab and another

...Respondents

Date of decision: 15.05.2019

CORAM:- HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Amrit Singh Kang, Advocate
for the petitioner in both petitions.

Mr. Sidakmeet Sandhu, DAG, Punjab.

Mr. Ravi Chadha, Advocate
for respondent No. 2 in both petitions.

ARVIND SINGH SANGWAN, J. (Oral)

This common order shall dispose of above noted two petitions as they arise out of the same FIR.

Prayer in the first petition is for grant of anticipatory bail to the petitioner in Complaint case No. 22 dated 22.04.2016, filed under Section 138 of the Negotiable Instruments Act, pending before the JMIC, Dasuya; and the prayer in the second petition is for quashing of the order dated 05.11.2018,

passed by the JMIC, Dasuya, vide which, the petitioner has been declared a proclaimed person in the proceedings of the aforesaid complaint.

Learned counsel for the petitioner submits that in pursuance to the order dated 12.04.2019, the petitioner has appeared before the trial Court and after depositing the cost of ₹5,000/-, the trial Court has released her on interim bail.

Learned counsel for the petitioner further submits that petitioner is ready to face the trial as the impugned order dated 05.11.2018, declaring the petitioner as a proclaimed person, was passed without following the proper procedure as prescribed under Section 82 Cr.P.C.

Learned State counsel as well as learned counsel for the complainant/respondent No. 2 has not disputed the factual position.

I have heard learned counsel for the parties.

Without commenting anything on the merits of the case, considering the fact that on the direction of the this Court, the petitioner has put in appearance before the trial Court and has been granted interim bail after depositing the cost of ₹5,000/- and also in view of the fact that she is ready to face the trial, both the petitions are allowed.

Accordingly, order dated 12.04.2019 is made absolute and order dated 05.11.2018, passed by the trial Court, vide which the petitioner was declared as a proclaimed person, is hereby quashed.

A photocopy of this order be placed on the file of other connected case.

15.05.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*