

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

**CRM-M No. 21262 of 2019
Date of Decision:-13.09.2019**

Raj Gupta

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Ashish Chaudhary, Advocate
for the petitioner.

MANOJ BAJAJ J.(Oral)

Petitioner Raj Gupta has filed the present petition to challenge the order dated 22.5.2017 (Annexure P-1) passed by the trial Court, whereby the petitioner was declared proclaimed offender.

Learned counsel for the petitioner contends that the petitioner was granted concession of regular bail in case FIR No.760 dated 01.11.2014, under Sections 420 and 406 IPC, registered at Police Station Jhajjar. However, after 2016 the petitioner did not appear before the Court when the impugned order declaring him proclaimed person was passed. He submits that the petitioner was not well and therefore could not attend the Court and attention of the Court is invited to the medical prescriptions (Annexure P-3).

Perusal of the same reveals that these prescriptions are of the year 2017-2018, whereas the petitioner absented w.e.f. the year 2016. The medical prescriptions pertaining to the year 2016 are regarding fever, cough or loss of appetite, which are not enough and cannot be the sole reason for the absence of the petitioner from the trial proceedings.

Learned counsel does not dispute this fact that the medical prescriptions relied upon before this Court were neither brought to the notice of the trial Court nor any application for exemption from personal appearance was made.

Considering the conduct, no ground is made out for invoking the powers under Section 482 Cr.P.C. Resultantly, the petition is hereby dismissed.

September 13, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No