

**276/A IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

**CRM-M-53389-2018 (O&M)
Date of decision: 16.07.2019**

Sukhdev Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Prince Puspinder Rana, Advocate for
Mr. Gursimran Singh Madaan, Advocate, for the petitioner.

Mr. K.S.Aulakh, DAG, Punjab
for respondent No.1-State.

Mr. Sumit Kalyan, Advocate
for respondent No.2.

RAJBIR SEHRAWAT, J. (ORAL)

This petition under Section 482 of the Code of Criminal Procedure has been filed for quashing of Order dated 13.03.2000 (Annexure P-2) whereby, the petitioner was declared as proclaimed offender in case FIR No. 26, dated 23.05.1997 registered under Sections 323, 324, 148, 149 of IPC, at Police Station Bhogpur, District Jalandhar.

Vide order of even date passed in CRM-M-53387-2018, the FIR No. 26 dated 23.05.1997 registered under Sections 323, 324, 148, 149 of IPC, at Police Station Bhogpur, District Jalandhar already stands quashed on the basis of the compromise arrived at between the parties.

Since the main case, in which the petitioner was to face the proceedings/trial, is being quashed, therefore it would be of no use to sustain the order declaring him as P.O. and thereby forcing his presence before the Court. Hence, even the order declaring the petitioner as P.O.

deserves to be quashed.

In view of the above, the present petition is allowed. The Order dated 13.03.2000 (Annexure P-2), passed by Judicial Magistrate 1st Class, Jalandhar, whereby the petitioner was declared as proclaimed offender, is set aside qua the present petitioner, on the basis of compromise arrived at between the parties.

(RAJBIR SEHRAWAT)
JUDGE

16.07.2019
hemlata

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No