

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

CRM-M-24944-2019
Decided on : 29.05.2019

Rajpinder Singh

..... Petitioner

Versus

State of Punjab & anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Nagar Singh, Advocate
for the petitioner.

Manjari Nehru Kaul, J.

Prayer in the petition under Section 482 Cr.PC is for quashing of the impugned order dated 23.03.2018 (Annexure P-2) passed by learned JMIC, Dera Bassi vide which the petitioner has been declared as Proclaimed Offender in criminal complaint No.NACT/187/2016 dated 10.06.2016 (Annexure P-1) registered under Section 138 of Negotiable Instrument Act, 1881 read with Section 420 IPC at Police Station Zirakpur, Mohali.

2. Learned counsel for the petitioner contends that the petitioner was appearing regularly before the trial Court but was unable to attend the proceedings since 23.05.2017 as he was involved in another case FIR No.17 dated 16.09.2017 registered under Section 420 IPC at Police Station NRI SAS Nagar, District Mohali. Learned counsel submits that in that case his anticipatory bail was dismissed by the learned trial Court as well as by this Court and as a consequence of which the petitioner remained in judicial custody of Central Jail, Patiala till 18.02.2019. Learned counsel further submitted that it was in this background that he absented from the proceedings and was subsequently declared Proclaimed Offender by the

trial Court vide order dated 23.03.2018 (Annexure P-2). Still further, learned counsel submits that the petitioner is ready to appear before the trial Court/Illaqa Magistrate and so, he may be protected till such time.

3. Keeping in view the submissions made above, petitioner is directed to appear before the trial Court/Illaqa Magistrate on or before 06.06.2019 and on his appearance, the trial Court shall consider his prayer for bail in accordance with law.

4. Accordingly, the present petition stands disposed off.

(MANJARI NEHRU KAUL)
JUDGE

29.05.2019

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No