

135/A.

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

CRM-M-25206-2019

Date of decision: 30.05.2019.

HARMINDER SINGH

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Sarju Puri, Advocate,
for the petitioner.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing the order dated 18.01.2016 (Annexure P-3) whereby the petitioner was declared as Proclaimed Person in FIR No.57 dated 30.07.2015 (Annexure P-1) registered under Section 498-A of IPC at Police Station City Banga, District SBS Nagar.

Counsel for the petitioner has referred to Annexure P-6 dated 16.09.2015 whereby warrant of arrest has been issued by learned Chief Judicial Magistrate, SAS Nagar. He has also referred to the order dated 18.01.2016 whereby the petitioner has been declared as a Proclaimed Person in the aforesaid FIR. He has argued that the petitioner is working in Mohali and residing in House No.69, Raman Enclave, Sector 117, Greater Mohali, SAS Nagar and, therefore, he was never served in the case as at the relevant time, he never resided in Village Mahlan Gahlan, Police Station Sadar Banga, District SBS Nagar. In this manner, the order dated 18.01.2016 is

petitioner has not been served in the case, he is now ready to appear before the trial Court.

Notice of motion.

At the asking of the Court, Mr.Rana Harjasdeep Singh, DAG, Punjab, accepts notice on behalf of the respondent-State.

Let a copy of paper book be given to learned State counsel during the course of the day.

Heard.

Noticing the fact that the petitioner has shown his inclination to surrender before the trial Court, the present petition is disposed of with a direction that in case the petitioner appears/surrenders before the trial Court within two weeks from today and give an undertaking that he shall continue to appear in the case, he shall be admitted on bail subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of the trial Court, however, that would be subject to payment of costs of Rs.20,000/- to be deposited with the Poor Patients' Welfare Fund of the Postgraduate Institute of Medical Education and Research (PGIMER), Chandigarh.

(HARI PAL VERMA)
JUDGE

30.05.2019
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.