

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

CRM-M-26710-2019

Date of decision-02.11.2019

Harpreet Singh @ Happy

....Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. B.S.Bhalla, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

MANOJ BAJAJ, J.

Petitioner-Harpreet Singh @ Happy has filed this petition under Section 482 Cr.P.C for quashing of the impugned order dated 05.01.2011 whereby the petitioner was declared as proclaimed offender in FIR No.65 dated 01.08.2009 registered under Section 324 read with Section 34 of Indian Penal Code, 1860 at Police Station Balachaur, District Shaheed Bhagat Singh Nagar.

On 05.07.2019, the following order was passed:-

“Prayer in this petition is for setting-aside the order dated 05.01.2011 (Annexure P2) vide which the petitioner has been declared as proclaimed offender in FIR No.65 dated 01.08.2009 registered under Sections 324, 34 IPC at Police Station Balachaur, District S.B.S. Nagar.

Counsel for the petitioner has submitted that the petitioner was initially granted bail in the aforesaid FIR,

however the offences are bailable in nature and thereafter, the petitioner traveled abroad i.e. Greece from where he was deported back in the year 2019 and in the meantime, the other co-accused of the petitioner, have faced the full length trial and they have been acquitted. It is also submitted that the petitioner is ready to surrender before the trial Court and face the proceedings, in accordance with law.

Notice of motion for 14.08.2019.

In the meantime, the petitioner is directed to surrender before the trial Court within a period of 03 days from today and the trial Court will release the petitioner on interim bail subject to his furnishing bail/surety bonds and on deposit of costs of Rs.25,000/- on account of delaying the proceedings in the Government Treasury under a head to be nominated by the trial Court.

The payment of costs shall be a pre-condition before accepting the bail/surety bonds of the petitioner.”

Learned counsel for the petitioner has produced the order dated 06.07.2019 passed by the trial Court to contends that the above order stands complied with and the petitioner has been released on interim regular bail.

In view of the above, the impugned order dated 05.01.2011 (Annexure P-2) is set aside and the petitioner is allowed to remain on the same bail bonds and surety bonds furnished by him on 06.07.2019.

Disposed off.

(MANOJ BAJAJ)
JUDGE

02.11.2019

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Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No