

129-3

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

**CRM-M-45958-2019
Date of decision-29.10.2019**

Davinder Malik

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Pushpinder Kaushal, Advocate for the petitioner.

MANOJ BAJAJ, J. (Oral)

Petitioner-Davinder Malik has filed this petition under Section 482 Cr.P.C for issuance of directions to respondent Nos.2 and 3 to take steps to arrest respondent No.4 who has been declared as proclaimed person vide order dated 08.08.2018 in a complaint case No.338 dated 31.05.2016, titled as “Davinder Malik Vs. Suraj Ravinder Chander” under Section 138 read with Section 142 Negotiable Instruments Act, 1881.

During the course of hearing, it is not disputed by learned counsel for the petitioner that coercive steps were taken by trial Court by issuingailable warrants and non-ailable warrants to secure the presence of the accused. However, all the attempts proved to be futile and finally the accused-respondent No.4 was declared proclaimed offender. It is evident that continuous effort was made and after declaration of respondent No.4 as proclaimed offender, the effort is continuing to arrest the proclaimed offender as there is nothing on record to indicate that Police is not making

any effort to arrest the accused.

In view of the above, this Court does not find any reason to invoke the inherent power under Section 482 Cr.P.C at this stage.

Resultantly, petition is dismissed.

(MANOJ BAJAJ)
JUDGE

29.10.2019
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No