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

CRM-M-54854-2019(O&M)
Date of Decision: December 20, 2019

Amit Leela

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. C.R.Dahiya, Advocate
for the petitioner.

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HARINDER SINGH SIDHU, J.

The petitioner has filed the present petition, inter-alia, challenging the order dated 02.09.2019 passed by Judicial Magistrate Ist Class, Kalka, whereby he has been declared as Proclaimed Offender.

Petitioner is accused in Complaint bearing case No. NI Act/134/17, titled as Deepak Aggarwal Versus Leela Bio Wine under Section 138 of Negotiable Instruments Act, 1881, Police Station Kalka District Panchkula. The complaint was filed by respondent No.2.

Learned counsel for the petitioner states that 5 different complaints under the Negotiable Instruments Act, 1881 were filed by respondent No. 2 against the petitioner. A compromise had been arrived between the parties and four complaints had been withdrawn by the complainant. However one complaint remain pending.

Learned counsel for the petitioner states that the petitioner under the impression that the matter has been compromised and complaints have been withdrawn by the complainant, did not appear before the trial Court.

For his failure to appear impugned order was passed.

It is the case of the petitioner that he never intended to evade the process of law and is ready to face the trial.

The petitioner may appear before the trial Court on or before 15.01.2020. On doing so, he shall be enlarged on bail by the trial Court subject to his furnishing bail bonds and surety bonds to its satisfaction. Till then, he shall not be arrested. This shall be subject to payment of costs of Rs.10,000/- to be deposited with the District Legal Services Authority, Panchkula.

The petitioner shall also file an undertaking before the concerned Court that he shall attend the trial on each and every date, without any default.

December 20, 2019
Pardeep

(HARINDER SINGH SIDHU)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	Yes/No