

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Misc.-M No.7916 of 2020
Date of Decision: February 24, 2020

Narinder Singh

...Petitioner

Versus

Vishal Sethi

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Krishan K. Thakur, Advocate,
for the petitioner.

MANOJ BAJAJ, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. by the petitioner for quashing of the impugned order dated 30.09.2019 passed by the Judicial Magistrate Ist Class, Ferozepur (Annexure P-4), whereby he has been declared as a proclaimed offender in complaint case No.NACT 147/2016 dated 15.02.2016 titled as “Vishal Sethi Versus Narinder Singh”, and all subsequent proceedings arising therefrom.

Learned counsel for the petitioner contends that pursuant to the order passed in his anticipatory bail application, the bail bonds/surety bonds were furnished by the petitioner before the trial Court on 23.04.2019. Later on, the interim order passed by the Additional Sessions Judge in his pre-arrest bail application was made absolute on 15.05.2019. He submits that thereafter the petitioner did not appear before the trial Court, whereupon he was declared as a proclaimed person vide order dated 30.09.2019. He contends that since he lost his brother in November, 2019, therefore, he

could not put in appearance and prays for indulgence by this Court for setting-aside the impugned order dated 30.09.2019.

After hearing the learned counsel for the petitioner, this Court finds no reason to interfere with the order dated 30.09.2019 as this is not the first occasion that the petitioner was declared as a proclaimed person. A perusal of the order dated 15.05.2019 reveals that the Court of Sessions noticed his conduct, who was evading his service. However, the concession was extended by imposing a fine of ₹ 10,000/- upon the accused. The sole argument raised on behalf of the petitioner that he lost his brother in November, 2019 cannot be taken as a valid ground for his absence prior to the death of his brother.

Considering the facts and circumstances of the case, no case is made out for interference.

Dismissed.

February 24, 2020
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No