

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

Crl. Misc. M- 23782-2020 (O&M)

Date of Decision: 21.08.2020

Tabrej Alam

... Petitioner

Versus

State of Haryana and another

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Shubhankar Baweja , Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of order dated 26.05.2017 passed by the court of Judicial Magistrate, 1st Class, Pehowa in FIR No. 116, dated 19.04.2013 registered under Sections 406, 420 IPC at Police Station Pehowa, District Kurukshetra, Haryana.

Learned counsel for the petitioner would contend that the petitioner was declared as a proclaimed person vide order dated 26.05.2017 by the Judicial Magistrate, 1st Class, Pehowa while further contending that he has been named in other two FIR as well wherein he has been allowed bail, while praying that he is inclined to appear before the trial Court to join proceedings in accordance with law, therefore, the said PO order be set aside.

Notice of motion.

Ms. Deepshikha Chauhan, AAG, Haryana accepts notice through video conferencing on behalf of the respondent-State. It is submitted that the charges of cheating and fraud have been levelled against the petitioner in other FIRs as well and he had disappeared for the four years without any explanation.

I have heard learned counsel for the parties and have gone through the record.

Since, the petitioner has shown his inclination to appear before the trial Court to join the proceedings in accordance with law, at this stage, without commenting on the merits of the case, the instant petition is disposed of with an observation that in case the petitioner surrenders before the trial Court within a period of one week so as to join the proceedings in the pending FIR, his application for bail would be considered in accordance with law preferably within a period of three days.

It is made clear that in case the petitioner herein fails to surrender before the trial Court within the stipulated, any protection granted to him shall automatically vacated.

21.08. 2020

seema

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes
Yes/No