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

**CRM-M-28351-2020
Date of Decision: 17.09.2020**

Sandeep Kumar

..... Petitioner

Versus

Rajesh Kumar

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Akashdeep Sethi, Advocate,
for the petitioner.

SUDIP AHLUWALIA, J. (ORAL)

[1]. This is a petition for quashing of the order dated 31.01.2020 (Annexure P-1), vide which, the petitioner was declared a Proclaimed Offender by the Court of Ld. Judicial Magistrate 1st Class, Abohar in NACT Case No.77 of 2019.

[2]. His submission in this regard is that his absence before the Ld. Court below, which led to issuance of the coercive processes against him, was unintentional as he had become indisposed on original date of appearance and was unaware about the proceeding thereafter. Ld. Counsel for the petitioner further submits that his client is now willing to face the trial.

[3]. In view of the nature of order this Court intends to pass, it would appear that no service of notice upon the respondent at this stage is called for, as such a course would lead to unnecessary expenses and delay.

[4]. Consequently, after hearing Ld. Counsel for the petitioner, the present petition is disposed off after setting aside the impugned order and

with liberty to the petitioner to surrender before the Ld. Trial Court within a fortnight from today and subject to the further condition that he shall be granted fresh bail only if he pays a cost of ₹6,500/- to the respondent/complainant.

17.09.2020

Bhumika

**(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No