

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SANJIV KUMAR SHARMA
2021/09/15 16:19
I attest to the accuracy and
authenticity of this document

CRM-M-5754-2021

Date of decision : 14.9.2021

Abid

..... Petitioner (s)

Versus

State of Haryana

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Mohammad Arshad, Advocate
for petitioner (s).

Mr. Surender Singh, AAG Haryana

(Through Video Conferencing)

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HARINDER SINGH SIDHU, J.

This is petition filed under Section 438 C.P.C. praying for quashing of order dated 28.1.2014 passed by learned Chief Judicial Magistrate, Nuh whereby petitioner has been declared a proclaimed person.

FIR No. 103, dated 28.6.2013 under Section 379 IPC was registered against petitioner and co accused at Police Station Nagina, District Nuh Mewat on the allegation that 2 cows of complainant have been stolen.

Learned counsel for petitioner states that one of co accused of petitioner, namely Umar has been acquitted of the charges by learned Judicial Magistrate Ist Class, Ferozepur Jhirka, vide order dated 30.10.2018. He further states that due to his non appearance before trial Court, petitioner has been declared proclaimed person. He states that it was never the intention of petitioner to evade the process of Court. Petitioner is ready and willing to appear before the trial Court and face trial.

Notice of motion was issued vide order dated 9.2.2021.

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Accordingly, petitioner may appear before trial Court on or before 14.10.2021. On his doing so, he shall be released on interim bail by trial Court to its satisfaction. This shall however be subject to deposit of an amount of Rs. 20000/- (Rupees twenty thousand) with Haryana Police Welfare Fund through DGP Headquarter. The petitioner shall also file an undertaking to appear before the trial Court as and when directed.

Disposed of.

(HARINDER SINGH SIDHU)
JUDGE

14.9.2021
sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No