

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

CRM-M-7238 of 2021.

Decided on:- February 16, 2021.

Harjinder Singh @ Jinder.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: *HON'BLE MR. JUSTICE HARI PAL VERMA.*

Present:- Mr. Siddharth Sharma, Advocate
for the petitioner.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

The petitioner has filed this petition under Section 482 Cr.PC for quashing of the order dated 18.02.2015 passed by learned Additional Chief Judicial Magistrate, Kapurthala (Annexure P-4) in FIR No.111 dated 14.09.2013 under Sections 323, 324, 148 and 149 IPC registered at Police Station GRP, Jalandhar, whereby the petitioner was declared as a proclaimed person.

Learned counsel for the petitioner has argued that the petitioner has falsely been implicated in the present case and the trial as regard other co-accused has already been completed and the co-accused have been released on probation vide order dated 05.08.2017 passed by the trial Court. Since the matter was compromised between the parties, the petitioner remained under

the impression that the case is over and he went abroad so as to earn his livelihood. However, when the petitioner returned to India, he came to know that the other co-accused, who faced the trial, have been released on probation. The petitioner is still ready to face the trial in accordance with law.

Notice of motion.

On asking of this Court, Mr. Avtar Singh Sandhu, Addl. A.G., Punjab accepts notice on behalf of respondent-State.

I have heard learned counsel for the parties.

Considering the fact that the petitioner has shown his inclination to face the trial and the matter has reportedly been compromised between the complainant and other co-accused and the other co-accused have been released on probation by the trial Court, the present petition is disposed of at this stage with a direction that in case the petitioner appears before the trial Court within one week from today and undertakes to face the trial in accordance with law, he shall be admitted on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court.

However, if required, the petitioner shall join the investigation.

February 16, 2021
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No