

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.**

115

CRM-M-7758-2021.

Date of Decision: 19.02.2021.

Amritpal Singh

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Kiran Kumar, Advocate for petitioner.

Lalit Batra, J.(Oral)

This petition under Section 482 Cr.P.C. has been moved by petitioner for quashing of order dated 10.12.2019 (Annexure P/2) rendered by learned Judicial Magistrate Ist Class, Jalandhar, in terms of which, petitioner has been declared proclaimed person in case FIR No.78 dated 12.09.2013 under Sections 120-B and 420 IPC, registered at Police Station Lambra, District Jalandhar.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence and even otherwise matter which is purely of civil nature, it has been given colour of criminal offence. He further urges that though charges were framed by the Trial Court on 25.08.2015 but till date no prosecution witness has been examined. He further urges that though petitioner used to appear in the Trial Court on each and every date of hearing but he failed to appear before the Court on 17.07.2019 due to ill health and later on he came to know that he has been declared proclaimed person by the Trial Court vide impugned

Having heard learned counsel for the petitioner and perusal of record, this Court is of the considered view that petitioner absconded from the proceedings of the Court on 17.07.2019 and when despite issuance of non-bailable warrants and proclamation under Section 82 Cr.P.C., he failed to appear before the Court, he was declared proclaimed person by the Court vide order dated 10.12.2019. The petitioner remained absent from the Court for a period of more than one and half years.

In view of above, no ground is made out for interference in the order impugned and, thus, instant petition is dismissed.

(LALIT BATRA)
JUDGE

19.02.2021

jitender

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No