

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

CRM-M-18252-2021

Date of decision-13.09.2021

Gurinder Singh

...Petitioner

Vs.

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Kameshwar Gumber, Advocate for the petitioner.

MANOJ BAJAJ, J.

Petitioner has filed this petition under Section 482 Cr.P.C seeking quashing of the order dated 03.12.2020 passed in criminal complaint No.NACT 1230 dated 04.07.2018, whereby petitioner has been declared as proclaimed person and direction has been issued to register case under Section 174-A IPC against the petitioner.

Learned counsel for petitioner submits that the petitioner was on bail during the trial proceedings of complaint No.NACT 1230 dated 04.07.2018, but later on when he absented, his bail was cancelled and the Court initiated steps to secure his presence. He submits that the petitioner had applied for concession of pre arrest bail before the Additional Sessions Judge, Fazilka, however, his prayer was declined vide order dated 01.12.2020 (Annexure P-4) and a period of seven days was granted to him to surrender and seek regular bail. He further

submits that before the expiry of the said period, the petitioner was declared proclaimed offender vide order dated 03.12.2020 (Annexure P-5). He submits that the petitioner is willing to join the trial proceedings, therefore, the order dated 03.12.2020 be set aside.

After hearing learned counsel for the petitioner, this Court is of the opinion that throughout the petitioner was well aware of the pendency of the above criminal case and deliberately disengaged himself from the trial proceedings. Even the order dated 01.12.2020 (Annexure P-4) passed by learned Additional Sessions Judge, Fazilka was not complied with by him as he did not surrender within a period of seven days.

Resultantly, this Court is not inclined to interfere with the order dated 03.12.2020.

Petition is dismissed.

(MANOJ BAJAJ)
JUDGE

13.09.2021

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No