

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

CRM-M-30454 of 2021

Date of decision: 02.11.2021

Anoop Singh

Petitioner

Versus

State of Haryana

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Rakesh Nehra, Senior Advocate with
Mr. Atul Ravish, Advocate for the petitioner.
Ms. Dimple Jain, AAG, Haryana.

AVNEESH JHINGAN, J (Oral):

Due to COVID-19 situation, the Court is convened through video conference.

This petition under Section 482 Cr.P.C. is filed seeking quashing of FIR No. 41 dated 1.3.2020, under Section 174-A IPC, registered at Police Station, Julana and orders dated 25.7.2019 and 15.1.2020 passed by Judicial Magistrate Ist Class, Jind whereby warrants of arrest were issued against the petitioner and he was declared as proclaimed offender.

The brief facts are that FIR No. 320 dated 20.12.2013 under Sections 420, 406 and 506 IPC was registered at Police Station, Julana. The FIR was registered at the instance of Gaurav Jain. The petitioner failed to appear before the trial court and hence the impugned order dated 15.1.2020 was passed.

Learned counsel for the petitioner contended that there was no proper compliance of Section 82 Cr.P.C. On 22.9.2021, to show his bonafide, the petitioner offered to deposit Rs.4,00,000/- with the trial court subject to out-come of the trial. The petitioner was directed to deposit

Rs.4,00,000/- within fifteen days and appear before the trial court. In the meantime, his arrest was stayed.

Learned counsel for the petitioner submits that the petitioner has deposited Rs.4,00,000/- with the trial court and is regularly appearing on last two dates before the trial court. He further submits that he is not pressing for quashing of the FIR at this stage.

Learned counsel for the State on instructions is not in a position to dispute the averment made.

In view of the fact that the petitioner has appeared before the trial court and deposited Rs.4,00,000/- to establish his bonafide, the impugned order declaring the petitioner as proclaimed offender is quashed. The Court concerned shall accept the bail bonds of the petitioner. It is clarified that the court concerned shall be at liberty to impose any other conditions, if so required, to ensure presence of the petitioner in the trial. The amount of Rs.4,00,000/- deposited shall be kept in an FDR in a nationalised bank subject to out-come of the trial.

In case of failure of the petitioner to appear before the trial court as and when called for, the amount deposited shall stand forfeited.

The petition stands disposed of.

**[AVNEESH JHINGAN]
JUDGE**

2nd November, 2021
mk

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