

CRM-M-34426-2021

Date of Decision: 24.8.2021

Harpreet Singh @ Gogi

..... Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Ankit Grewal, Advocate, for the petitioner.

Rajesh Bhardwaj, J. (ORAL)

Matter has been taken up through video conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Prayer in the present petition is for quashing of the impugned order dated 23.2.2021, whereby the petitioner was declared proclaimed offender in FIR NO.46 dated 6.6.2019 under Sections 406, 498-A IPC registered Police Station Women, District Patiala and all consequential proceedings arising therefrom on the basis of compromise dated 13.8.2021 (Annexure P-3).

Learned counsel for the petitioner submits that he confines his prayer to the grievance regarding order dated 23.2.2021, vide which he has been declared proclaimed offender. He further submits that the parties have compromised the matter and finally settled the dispute. He has submitted that the petitioner was abroad due to which he was declared proclaimed offender. He further submits that he is ready to appear before the Court concerned, if his prayer for grant of protection from arrest is considered.

Notice of motion.

Mr. M.S. Nagra, Assistant Advocate General, Punjab, accepts notice on behalf of the State and Mr. Manpreet Singh, Advocate accepts notice on behalf of respondent No.2.

Learned counsel for respondent No.2 affirms the contentions of learned counsel for the petitioner that the matter is finally settled amicably.

In view of the peculiar facts and circumstances, this petition is disposed of with liberty to the petitioner to approach the Court concerned for availing his remedy against the order dated 23.2.2021, vide which he has been declared proclaimed offender for redressal of his grievance before the Court. In case, the petitioner appear before the Court concerned by 26.8.2021 and file application for redressal of his grievance against said order, then he would have the protection of 7 days from being arrested from the date of appearance before the Court concerned. In case, he does not appear before the Court concerned by 26.8.2021, this order would be deemed to be vacated.

(RAJESH BHARDWAJ)
JUDGE

24.8.2021
sharmila

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No