

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

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CRM-M-40301-2021

Date of Decision: 28.09.2021

Veerpal Singh

....Petitioner

Versus

State of Punjab

...Respondent

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Kirat Pal Dhaliwal, Advocate for the petitioner.

HARINDER SINGH SIDHU, J.

Present petition has been filed under Section 482 Cr.P.C. seeking quashing of the order dated 24.03.2011 (P-6) passed by learned Sub Divisional Judicial Magistrate, Nakodar whereby the petitioner has been declared proclaimed offender in case FIR No. 40 dated 17.02.2010, under Sections 326, 323, 324, 325, 148 and 149 IPC, registered at Police Station Nakodar, District Jalandhar.

The said FIR was registered on the complaint of Pardeep Kumar. The complainant had named seven persons as accused in the said FIR. It is the case of the petitioner that he went to Spain in June, 2011 since then the petitioner has not returned to India. The proclamation proceedings were initiated in the absence of the petitioner. No notice/summons were ever received by the petitioner in that regard. Infact the petitioner was not even aware of the institution of case against him. He states that the other co-accused faced trial and had been acquitted vide order dated 01.08.2015(P-2) of learned Sub Divisional Judicial Magistrate Nakodar. It was never the intention of the petitioner to evade the process of law. He states that the petitioner

is ready to surrender before learned trial Court and face trial.

Taking into account the facts of the present case, this petition is disposed of with the observation that the petitioner may appear before the learned trial Court on or before 29.10.2021. On his doing so, he shall be released on interim bail by the trial Court subject to his furnishing bail bonds and surety bonds to its satisfaction.

This shall subject to deposit an amount of Rs.50,000/- (fifty thousand only) by the petitioner with the Central Shaheed Ajit Singh Police Welfare Fund Office of DGP, Punjab Chandigarh, Welfare Branch, CPO Punjab.

He shall also file an undertaking to continue appearing before the Court as and when required apart from following all the terms and conditions fixed in this respect.

[HARINDER SINGH SIDHU]
JUDGE

September 28, 2021

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Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no