IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

119 **CRM-M-44107-2021 (O&M)**
Date of decision: 26.10.2021

Prabhjit Kaur ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. B. S. Aulakh, Advocate
for the petitioner.

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HARNARESH SINGH GILL , J. (ORAL)

Case is taken up for hearing through video conferencing.

The instant petition has been filed under Section 482 Cr. P.C. for quashing of the impugned order dated 01.11.2018 vide which petitioner-Prabhjit Kaur has been declared proclaimed offender in FIR No. 122 dated 10.10.2015 under Section 420, 465, 467, 468, 471, 120B IPC registered at Police Station City Fazilka, District Fazilka.

Learned counsel for the petitioner submits that the allegations against the petitioner and the co-accused are that they had committed fraud of Rs. 30 lacs but the matter has been settled between the parties and the compromise has been executed on 09.03.2020 (**Annexure P4**). It has been further submitted that earlier the co-accused had filed the petition for quashing of the FIR on the basis of the compromise but the same was dismissed vide order dated 05.04.2021 as the petitioner herein alongwith her husband Sukhveer Singh was declared proclaimed offenders. Now Sukhveer Singh has been arrested.

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Notice of motion.

On asking of this Court, Mr. Sandeep Kumar, DAG, Punjab, accepts notice on behalf of the respondent-State.

Though, the petitioner was declared proclaimed offender on 01.11.2018, but the fact remains that now a compromise has been effected between the petitioner and the complainant-Gursewak Singh, on 09.03.2020 (Annexure P-4).

Keeping in view the above said fact, the instant petition is allowed and the impugned order dated 01.11.2018 declaring the petitioner as proclaimed offender is set aside. The petitioner is directed to appear before the trial Court and upon her doing so she shall be admitted to bail on furnishing bail & surety bonds subject to the satisfaction of trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

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Whether reasoned/speaking? Yes/No
Whether reportable? Yes/No

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