

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

(Sr. No. 121)

CRM-M No. 46284 of 2021

Date of decision : 03.11.2021

Joginder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Naveen Bawa, Advocate for the petitioner.

Ms. Gunkirat Kaur, AAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 482 Cr.P.C. the petitioner seeks quashing of order dated 19.09.2011 through which he has been declared a proclaimed absconder.

At the very outset, learned counsel for the petitioner submits that he does not press the present petition on merits and would be satisfied if, on the petitioner's surrender, this Court directs the Trial Court to consider his prayer for regular bail within the shortest possible time primarily for the reason that at the time when the impugned order was passed no adequate notice, as required under Section 82 Cr.P.C., was issued and that no proper service of the warrants/proclamation notice was also effected.

After considering the record and the peculiar facts of this case, the alternate prayer made by the petitioner is accepted. Accordingly, it is directed that in case the petitioner surrenders before the Trial Court within 02

weeks from today his plea for regular bail be considered by the Trial Court expeditiously but not later than 01 day from his surrender.

03.11.2021

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No