

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

124

CRM-M-9911-2022

Date of Decision: 08.03.2022

Joginder Kumar

....Petitioner

Versus

State of Punjab

...Respondent

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Ratinder Singh Sodhi, Advocate
for the petitioner.

HARINDER SINGH SIDHU, J.

Present petition has been filed under Section 482 Cr.P.C. seeking quashing of impugned order dated 15.07.2016 passed by learned Chief Judicial Magistrate, Rupnagar whereby the petitioner has been declared proclaimed offender in case FIR No. 175 dated 14.09.2014, under Section 20 of Narcotic Drugs and Psychotropic Substances Act, 1985, registered at Police Station City Rupnagar, District Rupnagar.

FIR was lodged with the allegations that an unclaimed vehicle was standing on the road side with its doors open. On checking of the vehicle 1.20 Kg of ganja was recovered. The petitioner was implicated on the statement of the owner of the vehicle, who stated that the petitioner had been engaged as a driver. The owner claimed that he had gone to the house of his friend and left the petitioner in his car. In the morning, when he woke up, the petitioner was not there and his car was also missing.

Learned counsel for the petitioner has argued that the

petitioner was not aware of his having been implicated in the said case. The petitioner has no concern or connection with the said vehicle. He states that the petitioner had no knowledge of the initiation of the proclamation proceedings against him. No notice or summons were received by the petitioner in connection with the case. 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 29.03.2022. 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.10,000/- (ten thousand) by the petitioner with the Bar Association, Punjab and Haryana High Court, Chandigarh

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

March 08, 2022

rashmi

Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no