

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(Sr. No. 102+233)

(1)

CRM No. M-3542 of 2022
Date of Decision : 28.02.2022

Juned

...Petitioner

Versus

State of Haryana

...Respondent

(2)

CRM No. M-51851 of 2021

Juned

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Munfaid Khan, Advocate for the petitioner.

Mr. Gaurav Bansal, Assistant Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

By this common order, two petitions, the details of which have been mentioned above, are being disposed of as these arise out of the same FIR.

In CRM No. M-51851 of 2021, the challenge is to the order dated 20.11.2018 by which, the petitioner was declared as a proclaimed person whereas, in CRM No. M-3542 of 2022, the prayer of the petitioner is for the grant of anticipatory bail in FIR No. 161 dated 09.04.2018,

registered under Section 379 IPC at Police Station New Colony, District Gurugram, as he apprehends arrest in the said FIR.

Learned counsel for the petitioner very fairly submits that as the petitioner is declared a proclaimed person, the prayer of the petitioner in CRM No. M-3542 of 2022 for the grant of anticipatory bail may kindly be disposed of having been not pressed as petitioner intends to surrender before the competent Court of Law.

Ordered accordingly.

Learned counsel for the petitioner while arguing in CRM No. M-51851 of 2021, submits that in fact, the petitioner did not knew about the existence of the said FIR and rather, the process envisaged under law, before declaring an accused as proclaimed person, has also not been followed. Learned counsel for the petitioner submits that be that as it may, but as the petitioner intends to surrender before the trial Court to join the proceedings of the said FIR, the only prayer of the petitioner is that in case after surrendering, petitioner moves an application for the grant of regular bail, the same may kindly be disposed of expeditiously preferably within a period of seven days.

Notice of motion.

Mr. Gaurav Bansal, learned Assistant Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondent-State. Learned State counsel raises no objection for the grant of the said prayer.

Keeping in view the fact that the petitioner intends to surrender before the Court below so as to join the proceedings, in these circumstances,

the trial Court is directed that in case the petitioner surrenders before the Court within a period of next ten days and applies for the grant of regular bail, the same may be disposed of expeditiously preferably within a period of 7 days in case there is no impediment.

Petitions stand disposed of in above terms.

February 28, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No