

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

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CRM-M-12921-2022

Date of Decision: 28.03.2022

Maan Singh

....Petitioner

Versus

State of Haryana

...Respondent

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. S.S. Rana, 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 28.01.2011(P-8) passed by learned Chief Judicial Magistrate, Panchkula whereby the petitioner has been declared proclaimed offender in case FIR No. 0064 dated 20.04.2010, under Sections 395 and 412 IPC, registered at Police Station Pinjore, District Panchkula.

Petitioner is accused in case FIR No. 0064 dated 20.04.2010. The allegations in the FIR are that on the night intervening 19/20.04.2010 about 10-15 persons with muffled faces entered Rishi Ashram, Marranwala, Pinjore. They were armed with dandas and iron rods. They took away cash jewellery, three mobiles and other valuable articles. On 28.04.2010 co-accused, namely, Maggar Singh was arrested. In his disclosure statement he named the petitioner and other co-accused. Maggar Singh and other co-accused faced trial and were acquitted by the Court vide judgment and order dated 22.09.2021.

The case of the petitioner is that he was not aware of him having been arrayed as an accused. He further states that the summons in the case has not received by him. Infact the summons were sent at Shahbad, District Kurukshetra whereas the petitioner is a resident of Hardev Nagar, Kurali, SAS Nagar Mohali. 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 26.04.2022. 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.20,000/- (twenty thousand only) by the petitioner with the Director PGIMER, Chandigarh Poor Patient Welfare Fund.

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 28, 2022

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Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no