

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(251-1)

CRM-M-17834-2021 (O&M)

Date of decision: - 27.05.2022

Ninder Singh and others

....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Hardeep Singh, Advocate, for the petitioners.

Mr. Sarabjit S. Cheema, AAG, Punjab.

Mr. Bikram Chaudhary, Advocate, for respondent No.2.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for quashing of the impugned order dated 15.01.2020 (Annexure P-4), vide which the petitioners were declared as proclaimed persons in FIR No.134 dated 11.07.2019, registered under Sections 323, 324, 341, 506, 148 and 149 IPC (Section 326 IPC and Sections 24/54/59 of the Arms Act have been added later on), at Police Station Shahkot, Jalandhar Rural, District Jalandhar.

On 30.04.2021, a Co-ordinate Bench of this Court was pleased to pass the following order:-

“The matter is taken up for hearing through video conference due to COVID-19 situation.

Notice of motion for 21.5.2021.

To be heard with CRM-M-38319 of 2020.

The matter has already been compromised. The petition is pending in this Court for 21.5.2021.

In the meantime, the petitioner shall appear before the trial court and in case of arrest, he shall be released on bail on furnishing

bail bonds and surety bonds to the satisfaction of the trial court.

30th APRIL, 2021

(AVNEESH JHINGAN)
JUDGE”

Learned counsel for the petitioners has submitted that in pursuance of the above-said order, the petitioners have appeared before the trial Court and have been released on interim bail.

Learned State counsel has opposed the present petition.

Keeping in view the above-said facts and circumstances, more so, the fact that in pursuance of the order dated 30.04.2021 passed by a Co-ordinate Bench of this Court, the petitioners have appeared before the trial Court and also the fact that as per the petitioners, they have complied with the said order and the matter has already been compromised, the present petition is allowed and the impugned order dated 15.01.2020 (Annexure P-4), declaring the petitioners as proclaimed persons, is set aside and the interim order dated 30.04.2021 is made absolute.

However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application

All the pending miscellaneous application(s), if any, stand disposed of in view of the abovesaid judgment.

May 27, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes
No