

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

116

CRM-M-20115-2022

Date of Decision:22.07.2022

MANJIT KAUR AND OTHERS

...PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Shivender, Advocate for
Mr. B.S. Bhalla, Advocate for the petitioners.

Mr. A.S. Gill, Sr. DAG, Punjab.

Ms. Amarjot Kaur, Advocate for respondent No.2.

SUVIR SEHGAL, J.(ORAL)

Instant petition has been filed under Section 482 of Cr.P.C. for quashing of FIR No.111 dated 18.07.2016 under Sections 498-A, 406 and 506 IPC, 1860, registered at Police Station Dharamkot, District Moga, Annexure P-1, on the basis of affidavit dated 17.06.2021, Annexure P-2, and order dated 03.06.2019, Annexure P-3, vide which the petitioners No.2 and 3 have been declared proclaimed offenders and all other subsequent proceedings arising therefrom.

Concededly, petitioners No.2 and 3 are residing in Itlay and have filed the instant petition through their SPA holder-petitioner No.1.

On 12.05.2022, this Court passed the following order:-

“Advance copy of the petition has been served upon the State.

Upon instructions from ASI Davinderjit Singh, State counsel submits that petitioners No.2 and 3 were declared as proclaimed offenders on 03.06.2019.

Counsel for the petitioners seeks an adjournment to get instructions as to when the said petitioners will come to India and surrender before the trial Court.

List on 22.07.2022.”

Despite lapse of 02 months, counsel for the petitioners does not have any instructions.

Till the time, the petitioners No.2 and 3 do not surrender and join the proceedings, prayer made in the petition cannot be entertained.

Petition is dismissed at this stage with liberty to the petitioners to file a fresh petition as and when petitioners No.2 and 3 are willing to come to India to surrender and participate in the proceedings.

22.07.2022
sheetal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No