

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

**CRM-M-22789-2022 (O&M)
Date of decision: 24.05.2022**

Lakhwinder Singh @ Matroo

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Ms. Sukhpreet Kaur Grewal, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case FIR No. 15 dated 16.02.2021, registered under Sections 302, 307, 148, 149 IPC and Sections 25 and 27 of the Arms Act, at Police Station City Banga, District SBS Nagar.

I have heard the learned counsel for the petitioner at length and have also gone through the paper-book.

As per the order dated 05.05.2022 passed by the learned Sessions Judge, SBS Nagar, when the presence of the petitioner could not be procured through non-bailable warrants, proclamation under Section 82 Cr.P.C was issued against him and ultimately, he was declared as a proclaimed offender vide order dated 25.03.2022 passed by the learned Judicial Magistrate 1st Class, SBS Nagar.

The Hon’ble Supreme Court in Prem Shankar Prasad Vs. State of Bihar and another, 2021(4) RCR (Criminal) 598, has held that *if an accused is declared as a proclaimed offender in terms of Section 82 of the Code, he is not entitled to the relief of anticipatory bail.*

The learned counsel for the petitioner is not able to controvert the law laid down in case Prem Shankar Prasad (Supra).

Finding no merits in the present petition, the same is dismissed.

(HARNARESH SINGH GILL)
JUDGE

24.05.2022
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No