

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

204	CRM-M-30188-2021(O&M)	
	Date of Decision: 24.03.2022	
Satpal @ Satin	Versus	Petitioner
State of Punjab		...Respondent

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Varinder Basa, Advocate for
Mr. Tarun Sharma, Advocate for the petitioner.

Mr. B.S. Sewak, Addl. A.G., Punjab.

HARINDER SINGH SIDHU, J.

Present petition has been filed under Section 482 Cr.P.C. for setting aside the order dated 12.06.2019(P-5) passed by learned Additional Chief Judicial Magistrate, Ferozepur whereby the petitioner has been declared proclaimed offender in case FIR No. 217 dated 06.11.2015, under Section 13 of the Punjab Gambling Act, 1867, registered at Police Station City Ferozepur, District Ferozepur.

Learned counsel for the petitioner states that the petitioner was granted bail by the trial Court. Thereafter, he was regularly appearing before the trial Court. Petitioner could not appear before the Court on 20.07.2017. He had requested his counsel to move an application for exemption from his personal appearance. Thereafter the petitioner joined regional political party. Due to the party faction, the petitioner left Ferozepur and started residing at Beas. Thereafter, on account of COVID-19 pandemic the Courts were not functioning regularly. Later on he came to know from newly engaged counsel that no application for exemption from personal appearance of the

petitioner was ever moved by his previous counsel. As the petitioner was residing at Beas, no notice or summons were ever received by him because of which he did not appear before trial Court. Thereafter the proclamation proceedings were initiated against the petitioner and he was declared proclaimed person by trial Court vide order dated 12.06.2019.

Learned counsel states that 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 25.04.2022. 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.15,000/- (fifteen thousand only) by the petitioner with the Bar Association of Punjab and Haryana High Court, at Chandigarh.

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 24, 2022
rashmi

Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no