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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-34436-2022

Date of Decision: August 08, 2022

Mashu

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE RAJESH BHARDWAJ

Present: Mr.Ajay Pal Singh Rehan, Advocate
for the petitioner.

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RAJESH BHARDWAJ, J.(ORAL)

Instant petition has been filed under Section 482 Cr.P.C. praying for quashing of order dated 24.05.2022, Annexure P-4, order dated 11.07.2022, Annexure P-5, passed by learned Judicial Magistrate, Gurdaspur in case FIR No.32, dated 22.03.2018, under Section 354-A IPC (Section 354 IPC added subsequently), registered at Police Station Shri Hargobindpur, Police District Batala, District Gurdaspur, whereby the bail granted to the petitioner has been cancelled and proclamation proceedings under Section 82 Cr.P.C. have been initiated against the petitioner.

It has been submitted that the petitioner was granted anticipatory bail on 20.12.2018 by the learned Additional Sessions Judge, Gurdaspur, however, due to ongoing pandemic, he remained absent and thereafter the parties arrived at a compromise and hence, on account of the same, he again remained absent from the Court. He submits that petitioner is not facing any criminal case other than the present case, which is also compromised on earlier occasion. He submits that now the learned JMJC,

Batala, has issued non-bailable warrants vide impugned order dated 24.05.2022. He submits that petitioner is ready to surrender before the Court concerned in case he is given protection from his arrest.

In view of the above facts, the present petition is disposed of with liberty to the petitioner to appear and surrender before the Court of competent jurisdiction on 10.08.2022. It is further directed that if the petitioner appears and surrenders before the Court concerned on 10.08.2022, and files an appropriate application, then he would have the protection from his arrest for seven days from 10.08.2022. However, the Court concerned would deal with his application and decide the same expeditiously in accordance with law.

August 08, 2022
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(RAJESH BHARDWAJ)
JUDGE

- 1. Whether speaking/reasoned ?**
- 2. Whether reportable ?**

Yes/No
Yes/No