

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

CRM-M-42860-2022

Date of decision : 29.09.2022

Gurminder Singh

.....Petitioner

versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Akhilesh Vyas, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Petitioner has approached this Court praying for quashing of the order dated 05.11.2016 passed by Judicial Magistrate Ist Class, Ajnala vide which he has been declared proclaimed offender in case FIR No.114 dated 23.10.2012, under Sections 406, 498-A of IPC, registered at Police Station Ram Das, District Amritsar Rural.

Learned counsel for the petitioner has submitted that after registration of the FIR, both the petitioner and respondent No.2-wife are living together as husband and wife and there is no dispute between them. He has further submitted that in the facts and circumstances of the case, the order dated 05.11.2016 deserves to be quashed. However, he submits that the petitioner is ready to appear before the Court of competent jurisdiction for joining the proceedings.

Notice of motion.

On asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of the respondent-State. Mr. V.K. Kaushal, Advocate accepts notice on behalf of respondent No.2. He has affirmed the submissions made by counsel for the petitioner.

After hearing counsel for the parties and perusing the record, the present petition is disposed of with liberty to the petitioner to appear before the Court of competent jurisdiction within 15 days from the date of receipt of copy of this order and file appropriate application for redressal of his grievances.

If the petitioner files an appropriate application before the Court of competent jurisdiction for redressal of his grievances, then his arrest would remain stayed for 15 days from the date of filing of the application. The Court concerned would deal with the application filed by the petitioner in accordance with the law.

(**RAJESH BHARDWAJ**)
JUDGE

29.09.2022
m. sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No