

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(133)

CRM-M-45105-2022
Date of Decision: 28.09.2022

Kulwinder Singh

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. K.P.S. Dhillon, Advocate for the petitioner.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 482 Cr.P.C praying for quashing of order dated 22.12.2021 passed by learned JMIC, Jalandhar in case FIR No.66 dated 28.5.2021 registered under section 498-A IPC at Police Station, Women Cell, Jalandhar vide which the petitioner was declared Proclaimed Offender along with the subsequent proceedings arising therefrom.

Learned counsel for the petitioner submits that petitioner is 63 years old and is a permanent citizen of Canada. He submits that petitioner is keen to join the investigation and for that purpose he is ready to return to India. Counsel submits that petitioner would return to India by 31.10.2022. He submits that as there is apprehension of arrest of the petitioner, he may be granted some protection from arrest to join the proceedings.

Notice of motion.

On the asking of the court, Mr. Sandeep Kumar, D.A.G., Punjab accepts notice on behalf of respondent-State.

This court finds the prayer made by the petitioner to be a genuine one.

In view of the submissions made by learned counsel for the petitioner, present petition is disposed of with a direction that if the petitioner returns to India by 31.10.2022, as submitted by counsel for the petitioner and appear before the court of competent jurisdiction by way of filing an appropriate petition within a period of 10 days from his arrival, he would have protection from arrest for those 10 days. Needless to say that in case the petitioner fails to return to India by 31.10.2022 he would not be entitled to the benefit of this order.

(RAJESH BHARDWAJ)
JUDGE

28.09.2022

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No