

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

CRM-M-44843-2022

Date of decision : 27.09.2022

Parminder Kumar

.....Petitioner

versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Sahil Gupta, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Petitioner has approached this Court impugning the order dated 11.07.2019 passed by learned Judicial Magistrate Ist Class, Phillaur in FIR No.55 dated 15.07.2018, under Sections 406, 498-A, 420 of IPC, registered at Police Station Nurmehal, District Jalandhar Rural vide which he was declared as a proclaimed absconder.

It has been submitted that petitioner is residing in Australia and now with the intervention of the respectables, the matter has been resolved amicably which is totally a matrimonial discord. He has submitted that the petitioner is keen to join proceedings and he is ready to return to India on or before 30th November, 2022. He has further submitted that there is an apprehension of arrest of the petitioner and in view of the facts and circumstances of the case as the matter already stands compromised, he prays for granting protection from arrest to join proceedings.

Notice of motion.

On asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of the respondent-State.

Heard. In the peculiar facts and circumstances of the case, the present petition is disposed of with liberty to the petitioner that in case, he arrives in India by 30th November, 2022 and appear before the Court of competent jurisdiction within 10 days from the date of his arrival in India and move an appropriate application for redressal of his grievances then he would have a protection from his arrest for 10 days from the date of his arrival in India. The Court concerned would deal with the petition filed in accordance with the law.

Needless to say, if the petitioner fails to comply the directions, the order would be of no avail to him.

27.09.2022
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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