

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

118

CRM-M-52577 of 2022

Date of Decision:15.11.2022

Joginder Singh @ Joginder Bhoat

-----Petitioner

vs.

State of Haryana

-----Respondent

Coram: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: Mr. R.S.Mamli, Advocate,
for the petitioner

Ms. Dimple Jain, AAG, Haryana

JAGMOHAN BANSAL (ORAL)

Through instant petition under Section 482 of Code of Criminal Procedure, 1973, the petitioner is seeking quashing of order dated 12.6.2012 (Annexure P-2) and order dated 6.8.2012 (Annexure P-3) passed by JMIC, Jagadhri at Yamuna Nagar whereby the petitioner has been declared as proclaimed person in FIR No. 382 dated 27.7.2011, under Sections 379 and 473 of IPC, registered at Police Station Yamuna Nagar City, District Yamuna Nagar.

Learned counsel for the petitioner submits that petitioner was declared proclaimed offender without complying with mandate of Section 82 of Cr.P.C. The petitioner is ready to face trial and no prejudice would be caused to the State rather matter would be concluded in one or another way.

Notice of Motion.

On the asking of the Court Ms. Dimple Jain, AAG, Haryana, who is present in Court, accepts notice on behalf of respondent-State and

fairly does not dispute the facts, however, prays for imposition of costs.

There is certainly lapse on the part of petitioner and reasons advanced are not much convincing, however, keeping in view the facts, the petitioner is willing to face trial and undertakes to be present on each date and no prejudice would be caused to State rather matter would come to an end, order dated 12.6.2012 (Annexure P-2) and order dated 6.8.2012 (Annexure P-3) passed by JMIC, Jagadhri at Yamuna Nagar are set aside and the petitioner is directed to appear before learned Trial Court on 21.11.2022. On the petitioner putting in appearance before the trial court, the trial court shall admit him on bail on his furnishing bail bonds to its satisfaction. The petitioner shall deposit costs of Rs. 35,000/- to be paid to the District Legal Services Authority, Yamuna Nagar.

Disposed of in above terms.

(JAGMOHAN BANSAL)
JUDGE

November 15, 2022
paramjit

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