

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

**Sr. No.117-2**

**CRM-M-4886-2023**

**Date of decision: 21.02.2023**

Jarnail Singh Bajwa

....Petitioner

Versus

State of Punjab and another

....Respondents

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL**

Present: Mr. A.S. Shergill, Advocate for  
Mr. Navjot Singh, Advocate  
for the petitioner.

Mr. Arun Luthra, DAG, Punjab.

Mr. Hardik Ahluwalia, Advocate for  
Mr. Sunpreet Singh, Advocate  
for respondent No.2.

\* \* \*

**DEEPAK SIBAL, J. (Oral)**

The present petition has been filed under Section 482 Cr.P.C. for quashing of order dated 21.11.2022 passed by the Judicial Magistrate, Ist Class, Mohali declaring the petitioner a proclaimed person in FIR No.28 dated 13.07.2019 registered under Sections 406 and 420 IPC at Police Station NRI, District SAS Nagar, Mohali Punjab.

On 01.02.2023, this Court had passed the following order:-

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely involved in the FIR in question which contains compoundable offences; the petitioner has compromised the matter with the complainant; after the afore-referred compromise a petition under Section 482 Cr.P.C. being CRM-M-2461-2023 – Jarnail Singh Bajwa vs. State of Punjab and another, has been filed before this Court seeking therein quashing of the FIR in question on the

basis of compromise; the said petition is now listed for hearing on 21.02.2023; to show his *bonafides* the petitioner is ready and willing to surrender before the Trial Court and that in the light of the afore submissions no useful purpose would be served in putting the petitioner behind the bars.

Notice of motion for 21.02.2023.

Mr. Arun Luthra, DAG, Punjab, accepts notice on behalf of the respondent-State.

In case the petitioner surrenders before the Trial Court on 07.02.2023 he shall be admitted to interim bail to the satisfaction of the Trial Court.

To be heard alongwith CRM-M-2461-2023.”

Learned State counsel submits that in pursuance to the afore-quoted order, the petitioner has surrendered before the trial court and has been admitted to interim bail.

The petitioner surrendered in terms of the afore-quoted order of this Court and thus, has shown his bona fides. Therefore, taking a lenient view in the matter, this Court is of the opinion that it would be just and appropriate to quash the impugned order dated 21.11.2022 through which the petitioner was declared a proclaimed person especially when it is the admitted position that the proceedings from which the impugned order has originated also stands compromised between the petitioner and the complainant. Resultantly, the impugned order dated 21.11.2022 is ordered to be quashed.

The petition is allowed in the above terms.

No costs.

February 21, 2023  
*Jyoti 1*

(DEEPAK SIBAL)  
JUDGE

Whether speaking/reasoned  
Whether reportable

Yes/No  
Yes/No