

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

113

CRM-M-4861-2023
Date of decision: 31.01.2023

Dhian Singh

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Bhavesh Aggarwal, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is seeking quashing of order dated 01.10.2022 (Annexure P-4) passed by learned Judicial Magistrate First Class, Gurdaspur vide which the petitioner was declared proclaimed person in a complaint case bearing No.NACT-132-2019 dated 15.02.2019 titled as 'Vijay Kumar Vs. Dhian Singh' filed under Section 138 of the Negotiable Instruments Act, 1881.

Learned counsel for the petitioner at the outset submits that the petitioner is willing and ready to appear, and surrender before the Trial Court. A prayer has, therefore, been made that in the aforementioned facts and circumstances, the petitioner be protected till his appearance before the Trial Court and with directions to the Trial Court that his bail application, which he would be filing on his surrender, be decided expeditiously.

Notice of motion.

On asking of the Court, Mr. Ramdeep Partap Singh, Sr. DAG, Punjab accepts notice on behalf of respondent No.1-State.

In view of the limited prayer made by the learned counsel

for the petitioner, the instant petition is disposed of with directions to the petitioner to appear and surrender before the Trial Court on or before 06.02.2023. Till then, no coercive steps be taken against the petitioner.

It is made clear that in case, the petitioner fails to surrender before the Trial Court on or before 06.02.2023, this order shall be of no avail to him. In case, on appearance and surrender, the petitioner moves an application for bail before the Trial Court, the same shall be decided expeditiously by the Trial Court in accordance with law.

31.01.2023

(MANJARI NEHRU KAUL)

Vinay

JUDGE

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