

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

CRM-M No.6020 of 2023
Date of decision: 8th February, 2023

Buta Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Amit Arora, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

Petitioner in the instant petition filed under Section 482 Cr.P.C. is praying for quashing of the order dated 05.04.2018 (Annexure P-3) passed by the trial Court vide which he was declared a proclaimed offender in case bearing FIR No.11 dated 15.01.2015 under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 registered at Police Station Sadar, Tarn Taran.

Learned counsel for the petitioner submits that there was non-compliance of the provisions of Section 82 Cr.P.C. inasmuch as 30 days' notice was not given. He submits that the petitioner is ready to appear and surrender before the trial Court, and therefore, he be protected till then.

I have heard learned counsel for the petitioner and perused the relevant material on record.

In view of the limited prayer made by the learned counsel for the petitioner, the petition is disposed of with direction to the petitioner to appear and surrender before the trial Court within seven days from today and move appropriate application for grant of bail. Till then, no coercive steps shall be taken against the petitioner. The trial Court, on such application being moved, shall decide it expeditiously, preferably within 2 days, in accordance with the provisions of law. However, it is made clear that in case the petitioner fails to surrender before the Court below within the above stipulated time period, this order shall be of no avail to him.

(MANJARI NEHRU KAUL)
JUDGE

February 8, 2023

rps

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