

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

CRM-M No.6683 of 2023

Date of decision: 8th February, 2023

Ruchika & another

... Petitioners

Versus

Jaspal Kataria & another

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Gourav Jain, Advocate for the petitioners.

MANJARI NEHRU KAUL, J. (ORAL)

Petitioners in the instant petition filed under Section 482 Cr.P.C. are praying for quashing of the order dated 12.01.2023 (Annexure P-19) passed by the trial Court vide which they were declared proclaimed persons in case bearing CIS No.COMA/2034/2019 titled as 'Jaspal Kataria vs. Ruchika etc.' under Section 138 of the Negotiable Instruments Act, 1881 and Section 420 IPC.

At the outset, learned counsel for the petitioners submits that the petitioners are ready to appear and surrender before the trial Court, therefore, they may be protected till then.

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

In view of the limited prayer made by the learned counsel for the petitioners coupled with the fact that offence under Section 138 of the Negotiable Instruments Act, 1881 is bailable, the petition is

disposed of with direction to the petitioners 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 petitioners. 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 petitioners fail to surrender before the Court below within the above stipulated time period, this order shall be of no avail to them.

(MANJARI NEHRU KAUL)
JUDGE

February 8, 2023
rps

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