

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

243

CRM-M-10686-2018 (O&M)
Date of decision: 02.02.2023

RAJESHWAR SABHARWAL

....Petitioner(s)

Versus

STATE OF HARYANA AND ANR

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : None for the petitioner.

Ms. Aditi Girdhar, AAG Haryana.

AMAN CHAUDHARY. J.

The present petition has been filed under Section 482 CrPC for setting aside the impugned orders dated 12.10.2017 passed in complaint No. NIA-1073-2016 dated 13.06.2016 under Section 138 NI Act read with Section 420 IPC titled M/s Om Rice Vs. M/s Izro Business, whereby proclamation proceedings were initiated against the present petitioner and order dated 17.01.2018 passed by the learned Judicial Magistrate First Class, Yamunanagar at Jagadhari has declared the petitioner as absconder/proclaimed offender.

Notice of motion in this case was issued on 14.03.2018, wherein the operation of impugned order dated 17.01.2018, Annexure P-5, whereby the petitioner was declared proclaimed person and was directed to appear before the trial Court within a period of 10 days was stayed and the trial Court was directed to proceed further in accordance with law.

None had appeared in this case on 16.01.2023. Same is the position even today.

Learned State counsel, on instructions from SI Naseeb Singh, submits that the petitioner had never appeared before the trial Court in terms of the directions passed by this Court. In fact, FIR No.290 dated 20.03.2018 was also registered under Section 174-A IPC against the petitioner, wherein untraced report has also been submitted on 13.05.2018.

It appears that the petitioner is not interested in pursuing the present case.

In view of the above, present petition is hereby dismissed for want of prosecution.

(AMAN CHAUDHARY)
JUDGE

February 02, 2023

M.Kamra/S.Sharma(syr)

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