

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

112

CRM-M 9431 of 2023

Date of Decision: 22.02.2023

Satbir Singh

.....Petitioner

Versus

State of Haryana and Anr.

.....Respondents

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.

Present: Mr. Khushdeep Mann, Advocate for the petitioner.

GURBIR SINGH, J (ORAL)

The prayer in the present petition filed under Section 482 Cr.P.C. for quashing of impugned order dated 11.07.2022 (Annexure P4) passed by the learned JMIC, Guhla, District Kaithal, in the complaint, whereby the petitioner was declared as proclaimed person.

Learned counsel for the petitioner contends that the petitioner was never served with in a complaint case No.NACT 164/2019. Thereafter, learned trial Court had issued bailable and non-bailable warrants vide orders dated 27.01.2021 and 02.08.2021. He was not aware about the warrants and proclamation issued against him. Now the petitioner has been declared as proclaimed person vide order dated 11.07.2022 (Annexure P-4). He further submits that neither the petitioner received summons nor was he aware of pendency of complaint.

If a person in a bailable case appears or surrenders in the Court, then he is entitled for bail. Therefore, if petitioner appears or surrenders in the Court, then he is entitled for bail.

In view of the above, the present petition stands disposed of. The petitioner is directed to surrender before the learned trial Court/Duty Magistrate within 10 days and move an application for bail. On doing so, he shall be admitted to bail subject to his furnishing bail bonds and surety bonds to its satisfaction but subject to deposit of Rs.3,000/- in the account of District Legal Services Authority. A copy of receipt in this regard be placed on the file of trial Court.

**(GURBIR SINGH)
JUDGE**

22.02.2023

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Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No