

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

CRM-M No.11006 of 2023
Date of decision: 2nd March, 2023

Vipan Kumar

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Munish Puri, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is praying for quashing of the order dated 10.06.2015 (Annexure P-10) passed by the Court of learned Chief Judicial Magistrate, Pathankot vide which he was declared a proclaimed offender in case bearing FIR No.66 dated 12.08.2012 under Sections 279, 337, 338 IPC registered at Police Station Shahpur Kandi, District Gurdaspur (Now Pathankot).

Learned counsel for the petitioner submits that the petitioner appeared before the trial Court on 15.04.2013, on which date charges were framed. Subsequently, on account of miscommunication with his counsel before the trial Court, he could not put in an appearance before the Court. At the outset, learned counsel for the petitioner submits that he is ready to appear and surrender before the trial Court, and therefore, he be protected till then.

Notice of motion.

On the asking of Court, Mr. Ramdeep Pratap Singh, Sr. DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent/State. Learned counsel for the petitioner has supplied a copy of the paper book to him.

I have heard learned counsel for the parties 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

March 2, 2023
rps

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