

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

122

CRM-M-11870-2023 (O&M)
Date of decision: 09.03.2023

MOHD IMRAN

....Petitioner(s)

Versus

STATE OF UT CHANDIGARH

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Ms. Amarjit Kaur, Advocate for the petitioner

Mr. Anupam Bansal, Additional PP UT Chandigarh.

AMAN CHAUDHARY. J.

Present petition has been filed for quashing the impugned order dated 09.08.2022, vide which the petitioner has been declared as proclaimed offender in FIR No.163 dated 31.05.2017, under Section 79 of the Juvenile Justice (Care and Protection of Children) Act, 2015 registered at Police Station Sector 34 Chandigarh.

Learned counsel submits that the petitioner was admitted on regular bail and was regularly appearing before the learned trial Court, however, as the petitioner was suffering from severe piles problem due to which he could not appear before the trial Court and non-bailable warrants were issued against the petitioner on 20.12.2021 and subsequently was declared as proclaimed offender vide order dated 09.08.2022, Annexure P-1. He submits that the petitioner never received any notice of summons and remained under the impression that his counsel is appearing before the trial Court. She, however, submits that the absence of the petitioner is neither willful nor deliberate and is on account of the reason aforesaid.

At this stage, learned counsel submits that the petitioner be allowed to surrender before the trial Court and his application for bail be decided within a time bound manner.

In view of the prayer made, present petition is disposed of with a direction to the learned trial Court that in case the petitioner surrenders on or before 24.03.2023 and files an application for grant of bail, the same be decided expeditiously in accordance with law.

(AMAN CHAUDHARY)
JUDGE

March 09, 2023

S.Sharma(syr)

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