

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

116-2

CRM-M-17897-2023

Date of decision: 18.04.2023

Balwinder Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vijay Kumar, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking quashing of order dated 20.01.2012 (Annexure P/4) passed by learned Sub Divisional Judicial Magistrate, Mukerian whereby the petitioner was declared a proclaimed offender in case FIR No.101 dated 16.07.2007 under Sections 406 and 420 of the IPC registered at Police Station Mukerian, District Hoshiarpur.

2. Learned counsel for the petitioner submits that the parties have amicably settled all their disputes pursuant to registration of the FIR in question and the petitioner has preferred CRM-M-17517-2023 in which notice of motion has been issued and the parties have been directed to get their statements recorded before the Trial Court. He further submits that the petitioner is willing and ready to appear, and surrender before the Trial Court. Hence, in the aforementioned facts and circumstances, the petitioner be protected till his appearance before the Trial Court and with directions to the Trial Court that his bail application, which he would be filing on his surrender, be decided

expeditiously.

3. Notice of motion.

4. On asking of the Court, Mr. Ramdeep Partap Singh, Sr. DAG, Punjab accepts notice on behalf of respondent No.1-State.

5. At this stage, Mr. Vishal Munjal, Advocate has put in an appearance and filed his power of attorney on behalf of respondent No.2 which is taken on record. He does not dispute the submissions made by learned counsel for the petitioner that the parties have entered into a compromise.

6. In view of the limited prayer made by the learned counsel for the petitioner, the instant petition is disposed of with directions to the petitioner to appear and surrender before the Trial Court within 07 days from today. Till then, no coercive steps be taken against the petitioner.

7. It is made clear that in case, the petitioner fails to surrender before the Trial Court within 07 days from today, this order shall be of no avail to him. In case, on appearance and surrender, the petitioner moves an application for bail before the Trial Court, the same shall be decided expeditiously by the Trial Court in accordance with law.

18.04.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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