

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

116

CRM-M-15789-2019 (O&M)

Date of decision: 19.12.2023

PARAMJIT KAUR @ PARAMJIT KAUR MANN AND ANR

....Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Jasdeep Singh Gill, Advocate for
Mr. Kanwar Raj Singh, Advocate
for the petitioners.

Ms. Kanica Sachdeva, AAG, Punjab.

Mr. Rajinder Yadav, Advocate for
Mr. Sahil Dev Singh Bali, Advocate
for respondent No.2.

KULDEEP TIWARI. J.(Oral)

1. Through the instant petition, under Section 482 Cr.P.C, prayer is made for quashing of the order dated 23.01.2015 (Annexure P-7), declaring the petitioner as proclaimed offender, passed by the Court of Sub Divisional Magistrate, in criminal complaint No.365-1, under Sections 420 and 120-B of IPC, 1860 dated 26.11.2011, titled as *Amar Singh Vs. Paramjit Kaur and Others*, and all the consequential proceedings arising therefrom.

2. A Co-ordinate Bench of this Court, vide order dated 24.05.2023, passed the following order:-

“Learned counsel for the petitioners inter-alia contends that through the impugned order 23.01.2015 passed by the Sub-Divisional Magistrate, Zira, the petitioners have wrongly been declared to be proclaimed offenders since prior thereto both the petitioners were

never served as they were sought to be served in District Moga whereas since October 2008 they are both in Canada.

Learned counsel for the petitioners further submits that to show their bona fides the petitioners shall surrender before the trial court before 15.07.2023 and face their trial.

After considering the above submissions, the petitioners are granted one opportunity to show their bona fides. Accordingly, if they appear before the trial court on or before 15.07.2023 they shall be admitted to ad-interim bail to the trial court's satisfaction.

Since the petitioners have been declared proclaimed offenders, to enable them to surrender before the trial court, as and when they land in India, they shall not be arrested at the Airport.

Adjourned to 27.07.2023.”

3. Today learned counsel for the petitioners has informed this Court that in compliance of the above-said order, the petitioners have caused appearance before the learned trial Court concerned, and they are facing the trial in the above-said complaint.
4. Submissions made by learned counsel for the petitioners are not disputed, either by the learned State counsel, or by the learned counsel for respondent No.2.
5. In view of the above, the directions passed by this Court, vide order (supra), is made absolute, and the petitioners are directed to keep on appearing before the learned trial Court concerned.
6. Disposed of accordingly.
7. All pending miscellaneous application(s) stand disposed of.

19.12.2023
amandeep

(KULDEEP TIWARI)
JUDGE

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