

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

117

CRM-M-20192-2023

Date of Decision : 24.04.2023

Balraj Singh Dassika

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present : Mr. Amit Dhawan, Advocate for the petitioner.

ASHOK KUMAR VERMA, J. (ORAL)

The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of impugned order dated 12.01.2023 passed by learned Sub Divisional Judicial Magistrate, Nakodar in complaint case No.NACT/22/2021 tilted as 'Shivam Sharma Vs. Balraj Singh' filed under Section 138 of the Negotiable Instruments Act, 1881 whereby the petitioner has been declared as proclaimed person.

Learned counsel for the petitioner submits that there was no compliance of provisions of Section 82 of the Cr.P.C. while passing the impugned order. The petitioner is ready to appear and surrender and thereafter join proceedings before the trial Court.

In view of the submissions made above, the present petition is disposed of with directions to the petitioner to appear and surrender before the trial Court within 10 days from today and move an appropriate application for grant of bail. The trial Court on such application being moved shall decide it expeditiously in accordance with law. It is, however, made clear that in case the petitioner fails to appear and surrender before the trial Court within 10 days, then this order shall be of no avail to him.

(ASHOK KUMAR VERMA)
JUDGE

24.04.2023

Kothiyal

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No