

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

**CRM-M-24042-2023
DECIDED ON: 11.05.2023**

JASPAL SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Lovish Rattan, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

This is a petition under Section 482 of Cr.P.C., for quashing of order dated 07.10.2022 (Annexure P-5) vide which the petitioner was declared proclaimed person.

Learned counsel for the petitioner urges that the petitioner had applied 6 times for anticipatory bail, but the same were declined without any justifiable cause and during that period, he also remained hospitalised for 28 days and was operated on thrice. He has also brought to the notice of this Court that at the time of covid 19 pandemic, it was difficult for the petitioner to make ends to meet the needs of the family and his absence before the trial Court was neither intentional nor deliberate, but occurred due to certain circumstances, which were not under his control.

The order dated 07.10.2022 (Annexure P-5) clarifies that complainant made a statement that the evidence already tendered may be read as evidence under Section 299 Cr.P.C., and he will bring the same as and when

the accused is arrested or surrenders in the Court.

Looking into the totality of facts that surrender of the petitioner, if is made to join the trial proceedings would only necessitate the furtherance of trial proceedings to reach a logical conclusion and to meet the ends of justice. This Court is of the considered view that one opportunity shall be granted to the petitioner to surrender before the trial Court.

In light of the above, petitioner is directed to appear before the trial Court and in case he moves any application for regular bail, the same shall be considered by the trial Court on that very day in accordance with law.

Petition stands disposed of.

(SANDEEP MOUDGIL)
JUDGE

11.05.2023

Meenu

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>