

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

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**CRM-M No.26233 of 2023
Date of Decision : 22.5.2023**

*Deepak Puri**..... Petitioner**versus**Priyanka and another**..... Respondents*

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

Present: Mr. Gautam Kaile, Advocate, for the petitioner

TRIBHUVAN DAHIYA J. (ORAL):

The instant petition has been filed under Section 482 Cr.P.C. for quashing the proclamation proceedings under Sections 82/83 Cr.P.C. against the petitioner in case No. CRM/221/2020 titled *Priyanka v. Deepak Puri and others*, pending in the Court at Ludhiana, arising out of the Execution Order dated 27.11.2019 passed in case No. COMA-13747/2018 titled *Priyanka v. Deepak Puri and others* filed under the provisions of the Protection of Women From Domestic Violence Act, 2005.

2. Learned counsel for the petitioner contends that the trial Court vide order dated 20.2.2023 (Annexure P-4) ordered that a written proclamation be published requiring appearance of the petitioner before the Court on 20.4.2023 at 10:00 a.m. Though the proclamation was directed to be executed within three days of the order, it could not be done. It was effected sometime later and the thirty days' period from the

date of proclamation was to expire on 19.5.2023. Keeping that in view,

the trial Court adjourned the case to 29.5.2023 vide order dated 20.4.2023 (Annexure P-5). Since thirty days period from the date of proclamation has now expired, it is apprehended that the petitioner will be taken in custody on his appearance before the trial Court.

3. He further submits that the petitioner is willing to join the proceedings, and the only prayer is that he may be protected. He could not appear before the trial Court earlier only because he was not aware about the proceedings.

4. Keeping in view the facts aforestated and the prayer made, the petition is disposed of with a direction, in case the petitioner appears before the trial Court on 29.5.2023 and joins the proceedings, he shall not be taken in custody.

(TRIBHUVAN DAHIYA)
JUDGE

22.5.2023
Ashwani

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