

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

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**CRM-M-28038-2022  
Date of Decision: 24.02.2023**

Laddi Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

**CORAM: HON'BLE MR. JUSTICE HARSH BUNGER**

Present: Mr. Prateek Pandit, Advocate  
for the petitioner.

Mr. Harjinder Singh Sidhu, AAG, Punjab.

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**HARSH BUNGER J. (ORAL)**

The present petition under Section 482 of the Code of Criminal Procedure is filed seeking quashing of order dated 06.05.2022 (Annexure P-8), passed by the Court of Judicial Magistrate Ist Class, Kapurthala, declaring the petitioner as a proclaimed person in case FIR No.158 dated 07.07.2015 (Annexure P-1), under Sections 148, 149, 323, 324, 326, 342 and 427 of the Indian Penal Code (offence punishable under Section 326 of the Indian Penal Code, deleted later on), registered at Police Station Kotwali, District Kapurthala.

Learned counsel for the petitioner submitted that the petitioner was residing abroad since 2018 and he came to India only in the Month of May, 2022, and as per the impugned order, it has been mentioned that proclamation against the accused was duly effected on 01.03.2022. He

further submitted that the petitioner was not aware of the proceedings and

no service was effected upon him since he was residing abroad since 2018.

Notice of motion was issued on 04.07.2022, in the present case, and in the meanwhile, the petitioner was directed to surrender before the trial Court within a period of 15 days.

Learned counsel for the petitioner submits that pursuant to the aforesaid order dated 04.07.2022, petitioner has surrendered before the trial Court and pursuant thereto, he has been granted the concession of interim bail by the said Court and thereafter, the petitioner has been regularly appearing before the trial Court. Learned counsel further submits that the charges have also been framed in this case.

Learned State counsel has not disputed the aforesaid submission made by learned counsel for the petitioner to the effect that petitioner has appeared before the trial Court, whereupon he has been granted the concession of interim bail by the said Court.

Heard learned counsel for the parties.

In view of the aforesaid factual position, interim order dated 04.07.2022, passed by a co-ordinate Bench of this Court, is made absolute. However, the petitioner shall continue to appear before the trial Court on each and every date of hearing. Failure on behalf of the petitioner to appear before the trial Court (unless exempted by Court) would entail the necessary consequences, in accordance with law.

Present petition is accordingly disposed of.

**24.02.2023**

*Apurva*

**(HARSH BUNGER)**  
**JUDGE**

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No