

CRM-M-27183-2023

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-27183-2023

Date of Decision: 26.05.2023

120

Sukhwinder Singh

.....*Petitioner*

Versus

State of Punjab and Anr.

.....*Respondents*

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.

Present: Mr. Hardik Ahluwalia, Advocate
for the petitioner.

Ms. Himani Arora, AAG, Punjab.

GURBIR SINGH, J (ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing of impugned order dated 24.02.2023 (Annexure P-5) passed by the Court of Ld. Judicial Magistrate, Ist Class, Patiala, vide which non-bailable warrant has been issued against the petitioner and order dated 15.04.2023 (Annexure P-7), whereby the proclamation proceedings under Section 82 Cr. P.C. were initiated against him.

2 Learned counsel for the petitioner submits that due to non-appearance of the petitioner, his bail bonds and surety bonds were cancelled and forfeited to the State on 24.02.2023. On coming to know that non-bailables warrant was issued against him, he applied for anticipatory bail before the learned Sessions Judge, Patiala, which was dismissed on 20.03.2023 (Annexure P-6). Now, proclamation proceedings under Section 82 Cr. P.C. have been initiated against the petitioner. Learned counsel

CRM-M-27183-2023

further submits that the petitioner is ready to compromise with the complainant. He has placed on record copy of order dated 18.05.2023 passed in attachment proceedings by learned Judicial Magistrate Ist Class, Patiala, wherein the counsel for complainant-respondent stated that there are chances of compromise between the parties. He submits that the petitioner is an old man and that he is ready to pay a some amount to show his *bona fide* about the compromise.

3 Without discussing the merits of the case, the petitioner is directed to surrender before the learned trial Court on or before 29.05.2023 and get a draft of Rs. 1 lakh prepared in the name of the complainant to show his *bona fide* that he is ready to settle the matter by way of compromise. On doing so, he shall be admitted to bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned Trial Court/Duty Magistrate.

4 The draft be handed over to the complainant. In case of default, this order shall stand vacated automatically.

5 Accordingly, the petition stands disposed of.

(GURBIR SINGH)
JUDGE

26.05.2023

jyoti3

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