

CRM-M-29776-2023

Date of Decision: June 06, 2023

MANJIT SINGH

...Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondent

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present:- Mr. Kamaldeep S. Sidhu, Advocate
for the petitioner.
Mr. Mohit Chaudhary, AAG, Punjab.

SANDEEP MOUDGIL, J.(Oral)

The jurisdiction of this Court has been invoked under Section 482 Cr.P.C., for quashing of the order dated 06.04.2023 (Annexure P-2) passed by SDJM, Jagraon, vide which the petitioner was declared a proclaimed person in FIR No.220 dated 02.11.2019, under Section 420 of IPC (and offences under Sections 467, 468, 471, 120-B of IPC added later on), registered at Police Station City Jagraon, District Ludhiana Rural (Annexure P-1).

Learned counsel for the petitioner contends that the petitioner due to ill health was under mental stressed and depression which ultimately results into memory loss. On account of bad health of the petitioner, his family of had appointed a tour approaching on a visitor viza to Canada and thereafter when he came back to India for joining the proceedings, he was made aware of the order dated 01.08.2023, wherein the bail of the petitioner was cancelled and non-bailable warrants were issued against him, who was declared proclaimed person vide order dated 06.04.2023 (Annexure P-2).

Learned counsel for the petitioner submitted before this Court that the petitioner is ready to join the Court proceedings and supporting the

assertions with regard to the ailment along with the OPD card/medical history dated 16.05.2023 (Annexure P-3).

Learned State counsel is not adversely to the bona fide submission made by learned counsel for the petitioner, in case the petitioner joins the proceedings before the trial Court, which will only facilitate the furtherance of Court proceedings, once he joins the same.

Considering the said submissions and undertaking given by the counsel for the petitioner, the order dated 06.04.2023 (Annexure P-2) is hereby quashed. The petitioner is directed to surrender before the Court below within a period of one week from today and in case he moves an application to regular bail, the same shall be considered by the Court below in accordance with law.

Ordered accordingly.

(SANDEEP MOUDGIL)
JUDGE

June 06, 2023
himanshu

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