

CRM-M-33193-2022

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252+2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-33193-2022

Date of Decision:17.02.2023

MOHAMMAD SHAKEEL

..... Petitioner

Versus

STATE OF PUNJAB

..... Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present : Mr. Navjot Singh, Advocate
for the petitioner.

Mr. Digvijay Nagpal, AAG, Punjab.

JAGMOHAN BANSAL, J. (Oral)

The petitioner, through instant petition under Section 482 Cr.P.C., is seeking quashing of order dated 08.09.2016 whereby SDJM, Malerkotla has declared the petitioner as proclaimed offender in FIR No.90 dated 05.11.2015 under Sections 406 and 498A of Indian Penal Code, 1860, registered at Police Station City, Malerkotla and all other consequential proceedings arising therefrom.

Learned counsel for the parties are *ad idem* that the parties have compromised the matter and settled their all disputes. The petitioner was declared proclaimed person in FIR No.90 dated 05.11.2015 under Sections 406 and 498A of Indian Penal Code, 1860, registered at Police Station City Malerkotla. The said FIR stands quashed vide order dated 17.02.2023 passed by this Court in CRM-M-33230-2022.

Learned State counsel on instruction from Investigating Officer submitted that State has no objection if PO proceeding in view of quashing of main FIR are set aside.

In view of the fact that FIR No.90 dated 05.11.2015 under Sections 406 and 498A of Indian Penal Code, 1860 stands quashed, the present petition deserves to be allowed and accordingly allowed.

Order dated 08.09.2016 whereby SDJM, Malerkotla has declared the petitioner as proclaimed offender in FIR No.90 dated 05.11.2015 under Sections 406 and 498A of Indian Penal Code, 1860, registered at Police Station City, Malerkotla and all other consequential proceedings arising therefrom are quashed qua the petitioner(s).

(JAGMOHAN BANSAL)
JUDGE

17.02.2023
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Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>