

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

CRM-M No.32902 of 2023 (O&M)

Date of decision: 26th July, 2023

Hari Mohan Sharma & another

... Petitioners

Versus

UT Chandigarh

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Vivek K. Thakur, Advocate for the petitioners.

Mr. A.M. Punchhi, PP UT Chandigarh
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

CRM No.29976 of 2023

In view of the averments made in the application and in the interest of justice, the same is allowed and the date of hearing is advanced from 29.08.2023 to today.

CRM No.29977 of 2023

Since the application is in compliance of order dated 13.07.2023, the same is allowed and the air tickets of the applicant/petitioners (Annexure P-14) are taken on record.

CRM-M No.32902 of 2023

1. The petitioners are seeking quashing of FIR No.106 dated 11.04.2014 under Sections 174-A IPC registered at Police Station Sector 36, Chandigarh as well as all subsequent proceedings arising

therefrom including order dated 16.12.2014 (Annexure P-9) passed by the trial Court vide which they were declared proclaimed offenders.

2. At the outset, learned counsel for the petitioners submits that the petitioners are ready to appear and surrender before the trial Court, and therefore, they be protected till then.

3. I have heard learned counsel for the petitioners and perused the relevant material on record.

4. As per the photocopy of the tickets which have been placed on record, the petitioners are due to arrive in India at Terminal No.3 of Indira Gandhi Intl. Airport, Delhi in the wee hours of 01.08.2023.

5. In view of the limited prayer made by the learned counsel for the petitioners, the petition is disposed of with direction to the petitioners to appear and surrender before the trial Court on or before 07.08.2023 and move appropriate application for grant of bail. Till then, no coercive steps shall be taken against them. The trial Court, on such application being moved, shall decide it expeditiously in accordance with the provisions of law. However, it is made clear that in case the petitioners fail to surrender before the Court below within the above stipulated time period, this order shall be of no avail to them thereafter.

(MANJARI NEHRU KAUL)
JUDGE

July 26, 2023

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No