

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

CRM-M No.45497 of 2022
Date of decision: 15th May, 2023

Suresh Kumar @ Suresh Kumar Singh

... Petitioner

Versus

Achal Duggal

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Tushar Wadhwa, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner in the instant petition filed under Section 482 Cr.P.C. is praying for quashing of the order dated 22.08.2022 (Annexure P-5) passed by the trial Court vide which he was declared a proclaimed offender in complaint bearing COMA No.2252/2019 dated 16.08.2019 titled as 'Achal Dugal vs. M/s Delhi Institute of Medical Representative Unit' under Sections 138/142 of the Negotiable Instruments Act, 1881.

Learned counsel for the petitioner submits that the entire process of service including bailable and non-bailable warrants has been carried out at a wrong address. He submits that it was thus, for a genuine reason that the petitioner was unable to put in an appearance before the Court. At the outset, learned counsel submits that the

petitioner is ready to appear and surrender before the trial Court, and therefore, he be protected till then.

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

In view of the limited prayer made by the learned counsel for the petitioner, the petition is disposed of with direction to the petitioner to appear and surrender before the trial Court within seven days from today and move appropriate application for grant of bail. Till then, no coercive steps shall be taken against the petitioner. 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 petitioner fails to surrender before the Court below within the above stipulated time period, this order shall be of no avail to him.

(MANJARI NEHRU KAUL)
JUDGE

May 15, 2023
rps

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