

**IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH.**

**CRM-M-40239-2019**

**Date of Decision:-27.07.2023**

**Jagdish Arora.**

.....Petitioner.

Versus

**State of Haryana & Anr.**

.....Respondents.

**CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present:- None for the Petitioner.

Mr. Neeraj Poswal, AAG Haryana.

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**JASJIT SINGH BEDI, J. (ORAL)**

The prayer in the petition under Section 482 Cr.PC is for quashing of FIR No.367 dated 08.08.2019 under Section 174-A IPC registered at P.S. Sector 31, District Faridabad and order dated 01.04.2017 (Annexure P-3) and the subsequent proceedings arising therefrom.

On 19.09.2019 the following order was passed:-

“ *Learned counsel for the petitioner submits that petitioner was declared proclaimed person in complaint filed under Section 138 Negotiable Instruments Act. He was never served in that complaint and has also not jumped the bail. He is ready to surrender before the trial Court and furnish the bail bonds in that complaint case.*

*Notice of motion for 22.11.2019.*

*In the meanwhile, petitioner will surrender before the trial Court to furnish bail bond and surety bond in the complaint case which will be considered by learned trial Court in accordance with law. At the time of his appearance in that complaint, he will not be taken into custody in case FIR No.367 dated 08.08.2019 registered for the offence punishable under Section 174-A IPC at Police Station Sector 31, Faridabad.”*

Thereafter on 15.09.2022 none had appeared on behalf of the petitioner and the following order was passed:-

*“ Reply dated 05/07.11.2019, by way of affidavit of the Assistant, Commissioner of Police, Sarai, Faridabad, filed in the Registry, is taken on record.*

*Vide order dated 19.09.2019 passed by a Coordinate Bench, the petitioner was directed to surrender before the trial Court to furnish bail bond and surety bond in the complaint case, which would be considered by learned trial Court in accordance with law, and at the time of his appearance before the trial Court, he would not be taken into custody.*

*In the interest of justice, adjourned to 28.10.2022.*

*Registry is directed to inform the learned counsel for the petitioner about the pendency of the present petition.”*

Similar was the situation on 13.01.2023 on which date the following order was passed:-

*“ Learned State Counsel submits that in pursuance of order dated 19.09.2019, the petitioner has not surrendered*

*before the Trial Court.*

*None has appeared on behalf of the petitioner.*

*In the interest of justice, adjourned to 17.05.2023.”*

Apparently, the petitioner has not complied with the order dated 19.09.2022 and neither has his counsel has appeared in Court on the last three occasions.

In view of the above, I find no merit in the present petition and the same stands dismissed.

( JASJIT SINGH BEDI )  
JUDGE

July 27, 2023  
Vinay

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|----------------------------------|---------------|
| <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>Whether reportable</i>        | <i>Yes/No</i> |