

CRM-M-59928-2022 (O & M)

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(253)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-59928-2022 (O & M)

Date of decision: 20.12.2023

Yash Pal Singh

... Petitioner

V/s

Kotak Mahindra Bank and anr.

...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Sudhir Rana, Advocate, for the petitioner.

JASJIT SINGH BEDI, J. (Oral)

The prayer in the present petition under Section 482 Cr.P.C. is for the quashing of the order dated 14.01.2020 passed in complaint case titled as 'Kotak Mahindra Bank versus Yash Pal Singh' bearing registered No.NACT 22078 of 2018 registered on 21.12.2018 pending before the Judicial Magistrate Ist Class, Chandigarh, vide which the petitioner was declared a proclaimed person.

On 05.01.2023, the following order was passed:-

“Learned counsel for the petitioner submits that proclamation issued against the petitioner was received back with the report that father's name of the petitioner was not mentioned. The petitioner was not either served through notice or warrants of arrest. The counsel for the complainant filed an affidavit stating that address of the petitioner is the same as mentioned in the complaint and that without serving the petitioner, proclamation was issued against him. Learned counsel submits that the petitioner is ready to join the proceedings.

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Notice of motion for 27.03.2023.

In the meantime, the petitioner is directed to appear/surrender before the trial Court/Duty Magistrate within a week and he shall be admitted to interim bail subject to his furnishing bail bonds and surety bonds to its satisfaction.

The learned counsel for the petitioner contends that in deference to the aforementioned order, the petitioner has surrendered before the Trial Court and has since been released on bail. A copy of the order dated 10.01.2023 has been placed on record as Mark 'A'.

In view of the above, no further orders are required to be passed by this Court. Disposed of.

December 20, 2023
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No