

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

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**CRM-M-58638-2023
Date of decision: 19.12.2023**

GURMEJ SINGH

....Petitioner

Versus**STATE OF HARYANA AND ANR**

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Suvir Sidhu, Advocate for
Mr. G.S. Dhillon, Advocate
for the petitioner.

KULDEEP TIWARI. J.(Oral)

Through the instant petition, under Section 482 Code of Criminal Procedure, 1973, prayer is made for quashing of the impugned order dated 06.06.2023 (Annexure P-5), passed by learned CJM, Kurukshetra, whereby, proclamation has been issued against the petitioner as well as for quashing of impugned order dated 28.08.2023 (Annexure P-7), passed by learned CJM, Kurukshetra, whereby the petitioner has been declared as proclaimed person in case FIR No.242 dated 01.06.2018, registered under Sections 323, 341, 427, 452 and 506 of IPC, 1860 (Section 379-B of the IPC was deleted later on) at Police Station Kurukshetra University, District Kurukshetra.

Learned counsel for the petitioner submits that in the FIR (supra), the petitioner was earlier regularly appearing before the learned trial Court concerned. However, in order to earn his bread and butter, he left abroad and because of which the petitioner could not cause his appearance before the learned trial court concerned. The second reason for his being absent before the learned trial Court concerned, as pleaded by learned counsel for the petitioner is that the matter was compromised and the petitioner was under the impression that no further proceedings are being carried out against the him.

Be that as it may, at this stage, this Court cannot appreciate the

submissions made by learned counsel for the petitioner. However, learned counsel for the petitioner submits that he has instructions to inform this Court that the petitioner wants to join the proceedings before the learned trial Court concerned, in case adequate protection is granted to the petitioner.

The asked for request is accepted.

The petitioner is directed to appear before the learned trial court concerned on 14.02.2024.

In the meanwhile, no coercive steps shall be taken against the petitioner.

It is further made clear that the petitioner, on arrival at the Indian Airport, shall not be arrested, so that he can cause his appearance before the leaned trial Court concerned.

In case the petitioner did not cause his appearance before the leaned trial Court concerned up to 14.02.2024, the interim protection granted to him by this court, will *ipso facto* be vacated, without any further reference to this Court.

The instant petition is disposed of accordingly.

19.12.2023
amandeep

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No