

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(115)

CRM-M-2449-2023

Date of Decision: 17.01.2023

Manjinder Singh

--Petitioner

Versus

State of Punjab & another

--Respondents

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. G.S. Sandhu, Advocate for the petitioner.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 482 Cr.P.C praying for quashing of order dated 11.3.2015 (Annexure P-3) passed by learned SDJM, Phillaur vide which petitioner has been declared Proclaimed Offender in complaint case no.122/2/14 dated 5.11.2014 titled as “Pardeep Singh Vs. Manjinder Singh” under Section 138 of Negotiable Instruments Act filed by respondent no.2.

Learned counsel for the petitioner submits that soon after issuing the cheque(s) in question the petitioner went abroad and thus the notices issued were never received by him. He submits that the petitioner is presently living in U.K and he is keen to return to India to join the proceedings and settle the dispute amicably. It is submitted that petitioner would return to India by 15.3.2023.

Notice of motion to respondent no.1-State, at this stage.

On the asking of the court, Mr. P.S. Grewal, DAG, Punjab accepts notice on behalf of respondent State.

Heard.

After hearing learned counsel for the parties and perusing the record, present petition is disposed of with a direction to the petitioner that

in case he returns to India by 15.3.2023 as contended by learned counsel and files an appropriate application before the court concerned, he would have protection from arrest for a period of 7 days from the date of his arrival in India subject to payment of Rs.20,000/- as costs to be paid to the complainant/respondent no.2. The application filed by the petitioner would be decided by the court concerned expeditiously in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

17.01.2023

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