

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-987-2024

Date of Decision: 11.1.2024

Gurpreet Singh

....Petitioner

VERSUS

State of Punjab and others

....Respondents

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. N.S.Dandiwal, Advocate,
for the petitioner.

KARAMJIT SINGH, J. (Oral)

Present petition has been filed by the petitioner seeking quashing of order dated 24.1.2019 (Annexure P-7) whereby the petitioner has been declared as proclaimed person in criminal case having FIR No. No.84 dated 7.7.2014 registered under Sections 452, 324, 148, 149 (Sections 323, 34 IPC added later on) at Police Station Sadar, District Moga.

2. Counsel for the petitioner submits that the petitioner was falsely implicated in the aforesaid criminal case and no notice/summons or warrants with regard to pendency of the aforesaid criminal case were ever received by the petitioner who at the relevant time was away to Canada. It is further contended that proper procedure was not followed by the learned trial Court while passing the impugned order (Annexure P-7) and even otherwise, the matter stands compromised between the parties and copy of compromise deed is Annexure P-8. So, prayer is made that the impugned order be set aside.

3. Notice of motion.
4. Mr. Gurdarshan Singh Sidhu, AAG, Punjab accepts notice on behalf of the State and submits that there is no illegality in the impugned order which has been passed by the learned trial Court in conformity with the provisions of Section 82 of Cr.P.C.
5. Mr. Kuldeep Singh Saini, Advocate has appeared for respondents No.2 and 3 and has admitted the factum of compromise which has been effected between the parties and is having no objection if the impugned order is set aside.
6. In view of above, without expressing any opinion on the merits of the case, the present petition is allowed and impugned order dated 24.1.2019 (Annexure P-7) is hereby set aside.

(KARAMJIT SINGH)
JUDGE

January 11, 2024
Paritosh Kumar

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