



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-2236-2023
Date of Decision : **November 13, 2024**

GURSHRAN SINGH @ GURSHARAN SINGH

.....Petitioner

VERSUS

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Arnav Sood, Advocate for the petitioner.
Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J. (Oral)

1. Through the instant petition, as cast under Section 482 of the Cr.P.C., the petitioner prays for quashing/setting aside the order dated 11.11.2022 passed by the learned Judicial Magistrate 1st Class, Hoshiarpur, whereby the petitioner was declared as a proclaimed person in FIR No. 0184 dated 25.11.2020, under Sections 323, 452, 506, 34 IPC and under Section 326 IPC (added later on) registered at Police Station Bullowal, District Hoshiarpur.

2. On 20.8.2024, this Court had passed the following order:-

“The petitioner is directed to cause appearance before the learned trial Court concerned, within 10 days from today.

In the meanwhile, the order dated 11.11.2022 (Annexure P-4), whereby, the petitioner has been declared as proclaimed person, shall remain stayed.

In case the petitioner cause appearance before the learned trial Court concerned, within 10 days from today, he shall be admitted to interim bail by the learned trial Court concerned, subject to his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court concerned. Adjourned to 19.09.2024.

To be heard along with CRM-M-54333-2023.”

3. Learned counsel for the petitioner submits that in pursuance of the directions (supra), the petitioner has caused his appearance before the learned trial Court concerned and he was ordered to be released on interim regular bail by the latter concerned. He further submits that the FIR in question has been quashed by this Court vide order of even date passed in CRM-M-54333-2023, as the matter stands compromised between the parties concerned, therefore, no useful purpose would be served in case the impugned order is allowed to be remain in effect.

4. In view of the fact that the petitioner has surrendered before the learned trial Court concerned and was enlarged on interim regular bail and the fact the main FIR has been quashed and also the fact that at the time of declaring the petitioner as a proclaimed person, the compliance of Section 82 Cr.P.C. has not been made, this Court deems it fit and appropriate to set-aside the impugned order dated 11.11.2022.

5. Consequently, the instant petition is **allowed** and the impugned order dated 11.11.2022 is, hereby, **set-aside**.

November 13, 2024
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(KULDEEP TIWARI)
JUDGE

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