



CRM-M-2686-2024

#1#

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

**CRM-M-2686-2024****Date of Decision:-27.08.2024****Puneet Kumar Chawla.**

.....Petitioner.

Versus

**State of Punjab & Anr.**

.....Respondents.

**CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present:- Mr. Arunjeet Singh Kakkar, Advocate for the Petitioner.

Mr. Harkanwar Jeet Singh, AAG Punjab.

Mr. Mohit Kakkar, Advocate for

Mr. Monish Raj Chaudhary, Advocate for the Complainant.

\*\*\*

**JASJIT SINGH BEDI, J. (ORAL)**

The prayer in the petition under Section 482 Cr.PC is for quashing of the impugned order dated 02.08.2022 (Annexure P-1) passed by the Chief Judicial Magistrate, Faridkot, whereby the petitioner has been declared a proclaimed offender in case FIR No.172 dated 07.08.2018 under Section 420, 408, 120-B IPC P.S. City Faridkot, District Faridkot as the compromise has been arrived at between the parties.

2. The Counsel for the petitioner contends that prior to the registration of the FIR the petitioner had shifted his residence to Mohali and, therefore, was unaware of the pendency of the FIR. Subsequent thereto, when he became aware of the same, he arrived at a compromise with the complainant. He, therefore, contends that the impugned order declaring him proclaimed offender be quashed.

3. The Counsel for the Complainant does not deny the factual position that a compromise has been arrived at and states that he has no



objection if the order declaring the petitioner a proclaimed offender is quashed.

4. The Counsel for the State on the other hand contends that the petitioner was well aware of the pendency of the FIR in question. Service was properly effected upon him in terms of Section 82 Cr.PC and it was then that the petitioner came to be declared as a proclaimed offender. Therefore, the instant petition was liable to be dismissed.

5. I have heard counsel for the parties.

6. Admittedly, the FIR was registered on 07.08.2018 at Police Station City Faridkot. It is the case of the petitioner that he had shifted to Mohali prior to that. Further a compromise has been arrived at between the parties. Therefore, no useful purpose would be served by allowing the proceedings as emanating out of the order dated 02.08.2022 to continue.

7. In view of the above, the present petition is allowed and order dated 02.08.2022 (Annexure P-1) declaring the petitioner a proclaimed offender in case FIR No.172 dated 07.08.2018 under Section 420, 408, 120-B IPC P.S. City Faridkot, District Faridkot stands quashed subject to the deposit of cost of Rs.50,000/- with the Sadhna Society for the Mentally Handicapped, Near Housing Board Chowk, Raen Basera Building, Manimajra, Sector 13, Chandigarh.

( JASJIT SINGH BEDI )  
JUDGE

August 27, 2024

Vinay

|                           |        |
|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |