

**130 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****2024:PHHC:008989****CRM-M-3732-2024 (O&M)****Date of decision : January 23, 2024****Sharanjit Singh****..... Petitioner****Versus****State of Punjab****..... Respondent****CORAM : HON'BLE MR. JUSTICE KARAMJIT SINGH*********

Present :-Mr. Saurav Bhatia, Advocate
for the petitioner.

Mr. Gurdarshan Singh Sidhu, AAG., Punjab.

*********KARAMJIT SINGH, J. (ORAL)**

1. Present petition has been filed by the petitioner under Section 482 Cr.P.C. seeking quashing or order dated 5.12.2022 (Annexure P-7) whereby the petitioner has been declared as proclaimed person in criminal case having FIR No. 28 dated 21.05.2020 registered under Sections 323,325,436,506,34 IPC (Sections 436 and 34 IPC were deleted and Section 435 IPC was added) at Police Station Aur, District Saheed Bhagat Singh Nagar.

2. The counsel for the petitioner inter alia submits that the FIR in this case was registered by respondent No.2-Gurdeep Singh against the petitioner due to some misunderstanding and now the matter stands compromised between the parties. Further at the relevant time when the proclaimed offender's proceedings were initiated, the petitioner was not available in India and was working in Dubai and no notice with regard to pendency of the aforesaid criminal case was ever received by the petitioner through the Embassy. He further submits that now the petitioner has returned to India and is ready to join proceedings in the trial court.

3. Notice of motion.

4.

Mr. Gurdarshan Singh Sidhu, AAG., Punjab who is present in Court accepts notice on behalf of the State and submits that at the relevant time the petitioner was absconding and accordingly the trial court passed order dated 05.12.2022 (Annexure P-7) in consonance with the statutory provisions.
5.

Mr. Kuljinder Singh Billing, Advocate accepts notice on behalf of respondent No.2 and submits that the matter stands compromised between the parties and that respondent No.2 is having no objection if the order dated 5.12.2022 (Annexure P-7) is set aside and petitioner is permitted to join the proceedings before the trial court.
6.

In the light of no objections pleaded on behalf of respondent No.2, without expressing any opinion on the merits of the case, present petition is allowed and the impugned order dated 5.12.2022 (Annexure P-7) is set aside.
7.

Accordingly, present petition stands disposed of.

January 23, 2024

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Whether speaking/reasoned

Whether Reportable :

(KARAMJIT SINGH)

JUDGE

Yes

No