

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-4036-2024  
DECIDED ON: 25.01.2024

CHANDEEP SINGH  
.....PETITIONER  
  
VERSUS  
  
STATE OF PUNJAB AND ANOTHER  
.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Isha Goyal, Advocate  
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 482 Cr.P.C., for quashing of orders dated 11.08.2023 (Annexure P-5), passed by learned Additional Sessions Judge, Amritsar issuing non-bailable warrants of arrest against the petitioner in FIR No.127, dated 24.03.2020 (Annexure P-1), under Sections 379-B, 34 IPC, registered at Police Station Islamabad, District Amritsar as well as the order dated 29.11.2023 (Annexure P-7), whereby the petitioner was declared as proclaimed offender.

Learned counsel for the petitioner has assailed the order dated 11.08.2023 (Annexure P-5), 29.11.2023 (Annexure P-7), whereby the petitioner was taken into judicial custody on account of non-appearance before the trial Court on 29.03.2023 as he is suffering from Aids and was under regular treatment, which assertion has duly been supported by medical record placed along with the present petition as Annexure P-8.

However, without advertng to the merits of the case and in the substantial interest of justice and for progress of the trial, it would be felicitous if

the petitioner now surrenders before the trial Court and associate himself in the trial proceedings.

Learned counsel for the petitioner undertakes that the petitioner will surrender before the trial Court within a period of one week from today and duly cooperate in the trial proceedings.

In the light of aforesaid undertaking given by learned counsel for the petitioner, the operation of orders dated 11.08.2023 (Annexure P-5) and dated 29.11.2023 (Annexure P-7) are hereby quashed.

The petitioner is directed to surrender before the trial Court on or before 06.02.2024 and in case of his moving application seeking bail, the same shall be considered and decided on that very day in accordance with law.

The present petition stands disposed of in the aforesaid terms.

However, the aforesaid concession shall be subject to payment of costs of Rs.10,000/- to be deposited in the account of Punjab and Haryana High Court Bar Association, a receipt of which shall be produced at the time, when petitioner surrenders before the trial Court.

25.01.2024

Poonam Negi

(SANDEEP MOUDGIL)  
JUDGE

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|----------------------------------|---------------|
| <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>Whether reportable</i>        | <i>Yes/No</i> |