

2024:PHHC:052630

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

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CRM-M-18780-2024
Date of Decision : April 19, 2024

SUKHDEV SINGH

.....Petitioner

VERSUS

STATE OF HARYANA AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present : Mr. Dhamanjoy Singh, Advocate
Mr. Abhijeet Sharma, Advocate and
Mr. Sandeep Simpy, Advocate
for the petitioner.

Mr. Bhupender Singh, DAG, Haryana.

KULDEEP TIWARI, J. (Oral)

1. By filing the instant petition under Section 482, prayer is made for quashing of impugned order dated 3.7.2023 passed by the learned trial Court concerned in complaint No.NACT-357/2021 dated 7.4.2021 titled as “Cholamandalam Investment and Finance Company Ltd. Vs. Sukhdev Singh”, under Section 138 of the Negotiable Instruments Act, whereby the petitioner has been declared as a proclaimed person on account of his non-appearance.
2. The learned counsel for the petitioner though has made efforts to throw challenge to the impugned order, however, he is not able to point out any illegality or perversity. He further submits that the intention of the petitioner is not to run away from the clutches of law, rather he is ready and willing to join the trial in case adequate protection is granted to him.

3. Considering the innocuous and bonafide prayer made by the learned counsel for the petitioner, and without issuing notice to the respondent concerned, this Court deems it fit and appropriate to direct the petitioner to surrender before the learned trial Court concerned within 15 days from today and file his regular bail application and in case the petitioner files bail application, the learned trial Court concerned shall make an endeavor to decide the same on the very same day, after affording opportunity of hearing to the other party.
4. Till then the arrest of the petitioner shall remain stayed.
5. **Disposed of** accordingly.
6. In case, the petitioner fails to surrender before the learned trial Court concerned within 15 days from today, the interim protection shall be deemed to be *ipso-facto* vacated without any further reference to this Court.

(KULDEEP TIWARI)
JUDGE

April 19, 2024
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Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No