



CRM-M-16455-2024

-1-

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

CRM-M-16455-2024

Date of Decision: 26.09.2024

Ragini Bhandari

..... Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Sahil Parmar, Advocate
for the petitioner.

Mr. J.S. Arora, DAG, Punjab.

Rajesh Bhardwaj, J.(Oral)

1. Prayer in the present petition is for quashing/setting aside the impugned order dated 08.05.2018 (Annexure P-1) passed by learned Chief Judicial Magistrate, Barnala in case titled as State Vs. Himani Sharma and others, arising out of FIR No.330 dated 22.10.2016, under Sections 420, 120-B of IPC, registered at Police Station City Barnala, District Barnala vide which the petitioner has been declared as Proclaimed Offender in an illegal and arbitrary manner along with consequential proceedings initiated therefrom.

2. It has been submitted by counsel for the petitioner that petitioner was declared as proclaimed offender on 08.05.2018. He submits that now the matter has already been compromised. The alleged amount has already been returned to the complainant. It is submitted that co-accused were also declared as Proclaimed Offender vide order dated 08.05.2018 and the said order has already been quashed by this Court. He submits that the petitioner is ready and willing to appear before the competent Court and face the trial.



CRM-M-16455-2024

-2-

3. Learned State counsel has opposed the submissions made by learned counsel for the petitioner and has stated that the trial Court has rightly declared the petitioner as proclaimed offender on 08.05.2018, who remained absent from the Court without any valid reason.

4. After hearing learned counsel for the parties and perusing the record, it is apparent that now petitioner is ready to join the proceedings in the main case and no useful purpose will be served by sending her behind the bars, rather it would be appropriate if she is directed to face the trial. Even otherwise, the parties have compromised the matter. So keeping in view the abovesaid contentions, order dated 08.05.2018 is *set aside*, subject to payment of Rs.25,000/- as costs to be deposited with the Poor Patients' Welfare Fund, PGIMER, Chandigarh by the petitioner within 15 days from today.

5. In case, the petitioner appears and surrenders before the Court concerned within a period of 15 days from today and produce receipt of abovesaid costs and files an appropriate application for bail during pendency of trial, the Court concerned would admit her to bail subject to its satisfaction in accordance with law. She will have protection from arrest for a period of 15 days from today. Needless to say that in case the petitioner fails to comply with the abovesaid direction, she will have no benefit of this order and the order dated 08.05.2018 would stand automatically revived. Disposed of in above terms.

26.09.2024
m.sharma

(RAJESH BHARDWAJ)
JUDGE

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No