

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.18109 of 2024
Date of decision: 15th April, 2024

Shamsher Singh
... Petitioner

Versus

State of Haryana
... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. D.P.S. Bajwa, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner in the instant petition filed under Section 482 Cr.P.C. is praying for quashing of the order dated 04.10.2023 (Annexure P-3) passed by the learned trial Court vide which he was declared a proclaimed offender in case FIR No.196 dated 14.03.2019 under Section 506 of the IPC and Section 3 of the Public Property (Prevention of Damage) Act, 1985 registered at Police Station Assandh, District Karnal.

2. Learned counsel for the petitioner submits that the petitioner had been regularly appearing before the Court concerned and subsequently, moved to Canada to save his Visa of work permit; it was thus, for a genuine reason that the petitioner was unable to put in an appearance before the Court. Learned counsel further submits that the petitioner is ready to appear and join proceedings before the learned trial Court. Hence, in the aforementioned facts and circumstances, the petitioner be protected till his appearance before the Court concerned

and the Court be directed that his application, which he would be filing on his surrender, be decided expeditiously.

3. Notice of motion.

4. Ms. Trishanjali Sharma, Dy. Advocate General, Haryana who is present in Court, accepts notice on behalf of the State.

5. I have heard learned counsel for the parties and perused the relevant material on record.

6. In view of the limited prayer made by learned counsel appearing on behalf of the petitioner, the petition is disposed of with direction to the petitioner to appear and surrender before the learned trial Court on or before 19.04.2024. Till then, no coercive steps shall be taken against the petitioner, subject to payment of costs in the sum of ₹50,000/- which shall be deposited with the District Legal Services Authority, Karnal.

7. However, it is made clear that in case the petitioner fails to surrender before the Court concerned within the above stipulated time period, this order shall be of no avail to him, thereafter. In case, on appearance and surrender, the petitioner moves an application for bail, the learned trial Court shall make earnest efforts to decide the same expeditiously in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

April 15, 2024
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No