



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203/A

CRM-M-31322-2022 (O&M)

Date of Decision: 28.05.2024

MANPREET SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present:- Mr. Sukhbir Maandi, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

HARPREET KAUR JEEWAN, J.

1. The instant petition has been filed under Section 482 Cr.P.C for quashing of order dated 31.05.2022 (Annexure P-4) passed by the learned Additional Sessions Judge, Fast Track Court, Ludhiana in case FIR No.46 dated 09.06.2021 registered under Sections 363, 366 IPC (Section 201 IPC added later on) at Police Station Maloud, District Ludhiana (Annexure P-1), whereby the petitioner has been declared as proclaimed offender.

2. On 21.07.2022, the Co-ordinate Bench of this Court passed the following order:-

“Instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of order dated 31.05.2022, Annexure P-4, passed by learned Additional Sessions Judge, Fast Track Court, Ludhiana in case FIR No.46 dated 09.06.2021, registered for offences under Sections 363 and 366 of the Indian Penal Code, 1860 (for short “IPC”), however, later on Section 201, IPC was added, at Police Station Maloud, District Ludhiana, Annexure P-1, whereby the petitioner has been declared as proclaimed offender.

Counsel for the petitioner submits that the petitioner could not appear before the Trial Court as the petitioner was falsely implicated in another FIR registered by the same complainant on similar allegations. He submits that application for exemption submitted by the petitioner was declined and non bailable warrants were issued culminating in impugned order dated 31.05.2022, Annexure P-4,



whereby he was declared as a proclaimed offender. Counsel submits that the petitioner has been granted anticipatory bail in the second FIR on 10.05.2022 and he will surrender before the Trial Court and join the proceedings within any reasonable time granted by this Court.

Notice of motion.

On asking of the Court, Mr. A.S.Gill, Senior DAG, Punjab accepts notice on behalf of State-respondent.

Petitioner is directed to surrender before the Trial Court and join the proceedings within a period of ten days from today. In case, he does so and moves an appropriate application, the Trial Court shall release him on ad-interim bail on furnishing of adequate bail/surety bonds to its satisfaction.

List on 13.09.2022.

To be heard with CRM-M-15478-2022.”

3. Learned counsel for the petitioner *inter alia* contends that the petitioner had joined the proceedings before the learned Additional Sessions Judge (Fast Track Court), Ludhiana. This fact has been reflected in the orders dated 13.07.2022, 16.08.2022, 05.09.2022 and 06.05.2024 passed by the trial Court. Copies of the above-said orders have been submitted in the Court today, which are taken on record.

4. Keeping in view the reasons recorded in the order dated 21.07.2022 and keeping in view the fact that the petitioner has joined the proceedings, as such the present petition is allowed and order dated 31.05.2022 (Annexure P-4) passed by the learned Additional Sessions Judge, Fast Track Court, Ludhiana is set aside. The order dated 21.07.2022 granting interim bail to the petitioner is made absolute.

5. Nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

6. All pending miscellaneous application(s), if any, stands disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

28.05.2024

P.Bhatt

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No