

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

**CRM-M-34018-2023 (O&M)
Date of decision: 25.04.2024**

Avinash Prajapati

... Petitioner

Versus

State of Union Territory, Chandigarh

...Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Sukhpal Singh, Advocate for the petitioner.

Mr. Shashank Bhandari, Addl. PP, UT, Chandigarh
for the respondent.

None for the complainant.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 Cr.P.C. for quashing of impugned order dated 08.09.2022 (P-4), passed by learned Judicial Magistrate 1st Class, Chandigarh, whereby petitioner was declared as a proclaimed offender in FIR No.338 dated 26.10.2018, under Sections 420, 467, 468, 471, 474, 120-B of the Indian Penal Code, 1860, registered at Police Station Sector 17, Chandigarh.

(2) This Court, on 18.08.2023, passed the following order:-

“Learned counsel for the petitioner contends that the matter has been amicably settled between the parties at their own level i.e. petitioner as well as complainant, who is present in person and duly identified by his counsel.

In view of the above, posted on 18.09.2023.

In the meanwhile, let petitioner surrender before the Court concerned within 07 (seven) days from today. On doing so, he be released on interim bail in the present case till the next date of hearing on furnishing bail and surety bonds subject to the satisfaction of learned trial Court/CJM/Duty Magistrate concerned.”

- (3) Learned Counsel for the petitioner submits that in pursuance of the aforesaid order, petitioner has joined the proceedings before learned trial Court and he is regularly appearing.
- (4) The aforesaid factual position is duly acknowledged by learned Counsel for the UT, Chandigarh on instructions from Inspector Shiv Charan.
- (5) The matter is amicably settled between the parties and the petitioner has joined the proceedings before learned trial Court; therefore, the impugned order declaring the petitioner as proclaimed offender deserves to be quashed.
- (6) However, as a deterrence for the future, petitioner shall suffer costs of ₹ 10,000/-. Costs be deposited with the Punjab and Haryana High Court Employees Welfare Association, Account No.37167209613, IFSC: SBIN0050306, State Bank of India, High Court Branch, Chandigarh.
- (7) Disposed off accordingly.
- (8) Pending application(s), if any, shall also stand disposed off.

25th April, 2024
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(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No