

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

**Neutral Citation No. 2024:PHHC:015941
CRM-M-46484-2023
Date of Decision: February 06, 2024**

Manoj **...Petitioner**

Versus

State of Haryana **...Respondent**

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sahil Choudhary, Advocate for the petitioner.

DEEPAK GUPTA, J.(Oral)

By way of this petition filed under Section 482 Cr.P.C., petitioner prays to quash the order dated 23.10.2017 (Annexure P-1) passed by learned Sub Divisional Judicial Magistrate, Gohana (Sonapat), whereby the petitioner has been declared proclaimed offender during the proceedings in a case arising out of FIR No.75 dated 08.03.2017, under Sections 406 and 420 of IPC, registered at Police Station Gohana City, Sonipat, District Sonipat.

2. Learned counsel for the petitioner contends that the petitioner had earlier approached this Court seeking anticipatory bail, by filing CRM-M-34581-2017, but the same was dismissed as withdrawn by reserving the right to file fresh one on the same grounds vide order dated 18.09.2017 (Annexure P-3). Second petition bearing CRM-M-35669-2017 was filed, but by that time, petitioner was declared proclaimed offender by the Court, so the petition was dismissed as withdrawn by the petitioner reserving his right to challenge the order of declaring him as proclaimed offender.

3. It is after passing of the order dated 21.12.2017 (Annexure P-4) in CRM-M-35669-2017 that the petitioner has now approached this

Court by filing the present petition in September 2023, i.e. by remaining absconding for more than 05 years.

- 4. Notice of motion.
- 5. Mr. Parveen Kumar Aggarwal, DAG, Haryana accepts notice on behalf of respondent-State.
- 6. Learned State counsel by drawing attention towards reply to the petition, submits that various efforts were made, so as to arrest the petitioner, but he remained absconding and ultimately he was declared proclaimed offender.
- 7. Learned counsel for the petitioner could not point out any violation of Section 82 Cr.P.C. at the time when he was declared proclaimed offender.
- 8. In view of the aforesaid facts and circumstances, there is no justification to quash the impugned order.

Dismissed.

February 06, 2024
sarita

(DEEPAK GUPTA)
JUDGE

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