

CRM-M-52248-2023

Anek Singh and another

.....Petitioner(s)

State of Haryana and anr

.....Respondent(s)

Present:- Mr. Vishal Sharda, Advocate
for the petitioners.

Mr. Ramesh Kumar Ambavta, AAG Haryana.

Mr. Rytham Bajaj, Advocate for
Ms. Radhika Mehta, Advocate
for respondent No2.

PANKAJ JAIN, J. (Oral)

- SAPNA GOYAL
2024.04.24 16:09
I attest to the accuracy and
integrity of this document

Raj Kumar suffered a statement on 20.10.2009 that he received proclamation warrants on 16.10.2009 only.

3. Counsel for the petitioners thus submits that in fact whole of the process preceding the impugned order whereby the petitioners were declared proclaimed person was in teeth of the mandate of Section 82 of the Code.

4. State counsel is not in a position to dispute the aforesaid fact, the same being demonstrable from the records of the case. Counsel for the petitioners further submit that apart from the aforesaid illegality, the parties have now compromised and have approached this Court by way of separate petition seeking quashing of FIR on the basis of compromise and all consequential proceedings arising thereto.

5. Mr. Rytham Bajaj, Advocate appears on behalf of respondent No.2 and admits the factum of compromise.

6. In view of the above, present petition is allowed. FIR No.84 dated 17.02.2009 under Sections 406, 420 and 506 IPC at Police Station Urban Estate Rohtak, District Rohtak declaring the petitioners to be proclaimed person is quashed. .

09-04-2024

spn

(PANKAJ JAIN)

JUDGE

Whether speaking/reasoned: Yes

Whether Reportable : No