



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

319

CRM-M-53188-2024

Date of decision: 03.12.2024

ARUN KUMAR SHARMA THROUGH HIS SPA SUSHIL KUMAR
....PETITIONER

V/s

STATE OF PUNJAB AND ANOTHER

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUMEET GOEL

Present: Mr. Vishal Sharma (Vasudeva), Advocate
for the petitioners.

Mr. Yuvraj Singh Tiwana, AAG, Punjab.

Mr. Puneet Sharma, Advocate for
Mr. J.S. Grewal, Advocate for respondent No.2.

SUMEET GOEL, J.

1. The present petition has been filed under Section 528 of BNSS, 2023 for quashing of order dated 01.03.2019 (Annexure P-8) passed by Judicial Magistrate First Class, Garhshankar in case titled as 'State versus Arun Kumar Sharma', whereby petitioner has been declared as Proclaimed Offender in the proceedings arises out of FIR No.14 dated 11.02.2018 under Sections 406, 498-A of IPC, registered at Police Station Mahilpur, District Hoshiarpur, Punjab (Annexure P-1) on the basis of Compromise Deed dated 04.10.2024 (Annexure P-3) and in which proceedings vide Letter No.24927/SP dated 27.07.2018 (Annexure P-2) LOC of petitioner has also been issued.

2. On 28.10.2024, the following order was passed:

"Inter alia contends that the impugned order has been passed in derogation of the mandatory provisions, the petitioner had no information/knowledge of the FIR as also proceedings against him, the petitioner was in Italy before the registration of the FIR & the main FIR in



question emanates from a matrimonial discord, which has now been settled by way of compromise.
Notice of motion.
At the asking of the Court, Mr. Adhiraj Singh, AAG, Punjab appears and accepts notice for respondent No. 1-State of Punjab.
Mr. J.S. Grewal , Advocate has filed vakalatnama for respondent No. 2.
The same be taken on record.
Adjourned to 03.12.2024.
Operation of the impugned order dated 01.03.2019 is stayed.
To be heard along with CRM-M-52601-2024.”

3. Keeping in view the entirety of facts and circumstances of the case, especially the factum of the main FIR having been quashed vide order dated 03.12.2024 passed in CRM-M-52601-2024, this Court deems it appropriate to quash the impugned order dated 01.03.2019 as well.

4. Ordered accordingly.

(SUMEET GOEL)
JUDGE

December 03, 2024
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No