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IN THE HIGH COURT OF DELHI AT NEW DELHI

+ BAIL APPLN. 425/2024 & CRL.M.A. 3674/2024,
CRL.M.A. 3675/2024, CRL.M.A. 3676/2024

SUNIL CHHIKARA Applicant

Through: Mr. Yogesh Swaroop,
Adv. (through VC)

versus

STATE Respondent

Through: Mr. Pradeep Gahalot, APP
for the State with SI
Sudhir Yadav, PS Nabi
Karim.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

% **05.02.2024**

1. It is not denied that the applicant has been declared a proclaimed offender by the order dated 31.07.2023, passed by the learned Trial Court. The proceedings under Section 82 of the Code of Criminal Procedure, 1973 (CrPC), have not been challenged.

2. The Hon'ble Apex Court, in the case of *Lavesh v. State (NCT of Delhi) : (2012) 8 SCC 730*, has observed as under:

“12.Normally, when the accused is “absconding” and declared as a “proclaimed offender”, there is no question of granting anticipatory bail. We reiterate that when a person against whom a warrant had been issued and is absconding or concealing himself in order to avoid execution of warrant and declared as a proclaimed offender in terms of Section 82 of the Code he is not entitled to the relief of anticipatory bail.”

(emphasis added)

3. In view of the above, the present application is dismissed.

AMIT MAHAJAN, J

FEBRUARY 5, 2024 / 'KDK'