



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

230

CRM-M-8162-2025 (O&M)

Date of decision: 21.11.2025

Bhagwan Dass

....Petitioner

Versus

State of Haryana and Another

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

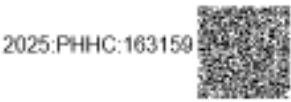
Present : Mr. Hitesh Verma, Advocate for the petitioner

Mr. Gautam Kaile, DAG Haryana

AMAN CHAUDHARY, J. (ORAL)

1 The present petition has been filed under Section 528 BNSS for quashing of FIR No.446 dated 20.07.2023, registered under Section 174-A IPC at Police Station City Mandi, Dabwali, District Sirsa.

2. Learned counsel contends that the petitioner has been declared proclaimed person vide order dated 12.04.2023, Annexure P-2 in the complaint filed under Section 138 NI Act, whereafter, he filed a petition bearing CRM-M-2291-2025, challenging the same, which was allowed vide order dated 08.01.2025 directing him to appear before the trial Court. Reference is made to the order dated 28.01.2025, Annexure P-9 passed by learned Judicial Magistrate 1st Class, Dabwali to substantiate that consequent thereto, he was granted regular bail. Thereafter, he is regularly appearing before the trial Court in the proceedings that had been initiated under the NI Act. However, proceedings under Section 174-A IPC are still going on. Thus, the submission made is that continuation of the present proceedings would amount to abuse of process of Court.



3. Learned State counsel submits that the FIR under Section 174-A IPC was rightly registered as the petitioner was declared proclaimed person by the trial Court for having absented.
4. Heard.
5. The petitioner having joined the proceedings subsequent to his being declared proclaimed person and the Court having extended his the concession of regular bail in the main complaint as well as the FIR in question, are factored to conclude that the very purpose of initiation of proclamation proceedings, that was to compel and secure his presence to face the trial and establish the rule of law, so as to ensure finalization of the proceedings, stood nonetheless achieved.
6. In view of the foregoing, the present petition is allowed.

(AMAN CHAUDHARY)
JUDGE

21.11.2025
M.Kamra

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