

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-8254-2025
Decided on : 15.02.2025

Lovepreet Singh @ Lavi

Versus

State of Punjab and another

.....Petitioner

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Amandeep Singh, Advocate and
Mr. A.S. Brar, Advocate for the petitioner.

Mr. Jasdeep Singh, DAG, Punjab.

SANJAY VASHISTH, J.

1. Instant petition, under Section 582 of the BNSS, 2023 (earlier Section 482 Cr.P.C.), has been filed for quashing of the order dated 09.01.2023(Annexure P-11), whereby the petitioner has been declared as proclaimed person, on account of his non-appearance in the following FIR:-

FIR No.	Date	Section(s)	Police Station	District
78	03.09.2021	323,324, 148, 149 IPC (Section 325 IPC added lateron)	Bajakhana	Faridkot

2. Learned counsel for the petitioner while referring to the judgment dated 29.10.2024 (Annexure P-12), submits that the other co-accused, namely; Jagjeet Singh @ Nikka and Amritpal Singh @ Mattu faced complete trial and they have already been acquitted by the trial Court. However, since, the petitioner was residing in Dubai and was not having knowledge about the pendency of the case, was declared proclaimed person by the trial Court vide order dated 09.01.2023



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(Annexure P-11). He further submits that the petitioner has no information in furtherance of declaration of proclaimed person/offender, any other FIR under Section 174-A IPC registered against him. Moreover, he wishes to surrender before the trial Court, and in such eventuality prays for releasing him on bail, as he is interested to join proceedings before the trial Court.

3. To the plea addressed, there is no serious objection by the respondents and otherwise also, this Court is of the view that paramount consideration of the Court is to secure presence of accused on each and every date for speeding up the trial for its final conclusion. Already Courts are flooded with so much litigations, resulting in slow pace of work, because of more than one reason. The required energy and manpower be used for expediting the proceedings of the Court, instead of running after the accused persons to get hold of them.

4. Therefore, in the totality of circumstances and placing reliance upon the order passed by this Court in the case of **Hardeep Kumar Saini @ Bhola Vs. State of Punjab (CRM-M-737-2025, decided on 10.01.2025)**, I am of the opinion that granting the petitioner an opportunity to appear before the trial Court, would serve the ends of justice. This approach would also save considerable time, effort, and resources in ensuring the petitioner's presence.

5. Therefore, it is directed that if petitioner on his own appears before the learned trial Court on or before 28.02.2025, he would be released on bail subject to his furnishing fresh bail bonds/surety bonds to the satisfaction of the trial Court. Besides, petitioner would submit

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specific undertaking/affidavit that he will keep appearing during the proceedings of the trial in future and the proceedings would not be delayed because of his conduct.

6. However, this order shall be subject to the payment of Rs.20,000/- (Rupees twenty thousand only) as costs, to be deposited by the petitioner in an Old Age Home of the area, as may be decided by the learned Trial Court. The Trial Court shall also specify the time frame within which such costs will be required to be deposited.

7. Let costs amount be deposited and receipt be shown to the concerned Court by appearing, failing which this order would not be of any advantage to the petitioner, and the present order would become inoperative..

8. Needless to mention here that on compliance of all the conditions mentioned here-in-above, impugned order dated 09.01.2023 (Annexure P-11) and the subsequent orders would become inoperative qua the petitioner.

9. With aforementioned terms, present petition stands disposed of.

(SANJAY VASHISTH)
JUDGE

15.02.2025*rashmi*Whether Speaking/Reasoned: **YES/NO**Whether Reportable: **YES/NO**