



**116 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-11536-2025

Date of Decision: 01.03.2025

Navjeet Singh @ Navjit Singh @ Navi

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Malhar Singh Dhami, Advocate, for the petitioner.

Rajesh Bhardwaj, J. (ORAL)

1. Prayer in the present petition is for quashing of the order dated 12.10.2023 (Annexure P-2) passed by learned JMIC, Hoshiarpur declaring the petitioner as proclaimed person in DDR No.24 dated 12.06.2020, under Sections 323, 324, 201 and 34 IPC as a cross case in FIR No.86 dated 23.05.2020, under Sections 323, 324, 148, 149, 506 IPC, registered at Police Station Bullowal, District Hoshiarpur.

2. It has been contended by learned counsel for the petitioner that the petitioner has been falsely implicated in the present case. He has submitted that the petitioner was prosecuted in a cross case i.e. DDR No.24 dated 12.06.2020 in FIR No.86 dated 23.05.2020. He submits that during the pendency of the trial, the petitioner had gone away in connection with his employment and as such he could not appear before the trial Court and was declared as proclaimed person vide order dated 12.10.2023. He submits that the absence of the petitioner was not intentional and was beyond his control. He submits that now petitioner is keen to join the proceedings and face the trial in the above said case and as such the order 12.10.2023 be set aside and he be allowed to be released during the pendency of the trial of



the above said case.

3. Notice of motion to the official respondent only.

4. Mr. J.S. Arora, DAG, Punjab accepts notice on behalf of the State and has submitted that the petitioner has rightly been declared as proclaimed person by the trial Court as he remained absent from Court for a long time.

5. After hearing learned counsel for the parties and perusing the record, it is evident that due to non-appearance of the petitioner, he was declared as proclaimed person on 12.10.2023. The Court without going into the authenticity of the ground taken for the absence of the petitioner, deems it appropriate to direct him to appear before the Court concerned to face the trial in the present case, as now they are keen to join the proceedings and face the trial. In these circumstances, when the petitioner is ready to join the proceedings and face the trial, no useful purpose would be served by sending him behind the bars, therefore, the order dated 12.10.2023 is set aside subject to payment of Rs.10,000/- as costs to be paid by the petitioner to the **Day Care Centre for Elderly Disabled in home for Old & Destitute People, Sector-15, Chandigarh** within a period of seven days from today

6. The petitioner is directed to appear before the trial Court within a period of ten days from today and file an appropriate application alongwith receipt of costs of Rs.10,000/- and the trial Court would grant him bail till the disposal of the case on his furnishing bail/surety bonds subject to its satisfaction. The petitioner will have protection from arrest for a period of ten days from today. The trial Court is free to impose any

condition it likes on the petitioner while admitting him to bail.

7. Needless to say that in case the petitioner fails to comply with the abovesaid direction, this order would be of no avail to him and the order dated 12.10.2023 will come in force and the present petition shall be deemed to have been dismissed.

8. Petition stands disposed of in abovesaid terms.

01.03.2025			(RAJESH BHARDWAJ)
sharmila			JUDGE
	Whether Speaking/Reasoned	:	Yes/No
	Whether Reportable	:	Yes/No