



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

**CRM-M-14819-2025
DECIDED ON: 29.04.2025**

SANDEEP KUMAR VERMA

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Bhupinder Kaur, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 528 of B.N.S.S with prayer for quashing and setting aside Impugned Order dated 02.12.2023 (Annexure P-3) passed by the Court of JMIC, Phagwara, Kapurthala in case bearing No. CRMP/55/2023 titled as "*State v/s Sandeep Kumar & Another*" in FIR no. 66 dated 19.11.2021 u/s 323, 325, 201, 34 of IPC 1860 registered at PS Rawalpindi, District Kapurthala wherein the petitioner has been declared as proclaimed person keeping in view the facts and circumstance of the present case.

Learned counsel for the petitioner submits that she has instructions from the petitioner that he is ready and willing to join the trial Court. However, at the outset without contesting the order dated 02.12.2023 (Annexure P-3) on merits undertakes to join the trial proceedings within ten days.

Notice of motion.

Mr. Jaspal Singh Guru, AAG Punjab, accepts notice on behalf of respondent/State and not averse to the undertaking given on behalf of the petitioner.

Without addressing the merits of the case or the legality of the order, as the same has not been contested by the learned counsel for the petitioner, who has voluntarily agreed to join the proceedings before the trial court and to pay a penalty of Rs. 20,000/- to the Punjab & Haryana High Court Bar Clerk's Association for causing unwarranted delay in the trial proceedings, the order dated 02.12.2023 (Annexure P-3) is hereby set aside.

However, the aforesaid order would be subject to fulfillment of undertaking given before this Court on behalf of the petitioner that he will surrender before the trial Court. In case, if any application seeking bail is moved by the petitioner, the same be considered by the Court below preferably on that very day in accordance with law.

The amount so deposited by the petitioner shall not be construed as cost for this order but penalty for stalling the court proceedings by evading himself from trial for a long time.

The petition stands disposed off in the aforesaid terms.

(SANDEEP MOUDGIL)
JUDGE

29.04.2025

Meenu

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>