

236/2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH



CRM-M-18310-2019 (O&M)
Date of Decision: 17.11.2025

NEELAM ... PETITIONER
VERSUS
STATE OF PUNJAB ... RESPONDENT

CORAM : HON'BLE MR. JUSTICE H.S.GREWAL

Present:- Ms. Isha Goyal, Advocate and
Mr. R.P.Saini, Advocate for the petitioner.
Mr. Parneet Singh Pandher, A.A.G., Punjab.

H.S. GREWAL, J. (ORAL)

1. This petition has been filed under Section 482 Cr.P.C. for quashing of order dated 30.05.2017 (Annexure P-5) passed by the learned Judicial Magistrate First Class, Amritsar in FIR No. 139 dated 10.07.2016 under Sections 406, 417, 419, 420, 465, 467, 468, 469, 471, 120-B of IPC registered at Police Station Chheharta, District Amritsar vide which the petitioner has been declared as proclaimed absconder.

2. Learned counsel for the petitioner submits that the petitioner is a female. She has not committed any offence. She is not involved in the business of her husband. She further submits that petitioner was not aware of the proceedings of the case and thus, could not appear before the trial Court on 30.05.2017. As such, the learned trial Court declared her proclaimed absconder. She submits that there has been non-compliance of the provisions of Section 82 of Cr.P.C. and hence, the impugned order dated 30.05.2017 declaring the petitioner a proclaimed absconder deserves to be set aside. She further contends that the petitioner may be permitted to surrender before the learned trial Court to attend the trial proceedings regularly and, therefore, requests that the impugned

order may be set aside. To support her contentions, learned counsel for the petitioner has placed reliance upon the judgment of the Hon'ble Apex Court in *Sundeep Kumar Bafna Vs. State of Maharashtra and another; 2014 AIR (SC) 1745*.

3. Notice of motion.

4. Mr. Parneet Singh Pandher, A.A.G., Punjab appears and accepts notice on behalf of the respondent-State.

5. I have heard the submissions made by the learned counsel for the petitioner and gone through the case file.

6. In view of the limited prayer made by the learned counsel for the petitioner, this Court does not find any legitimate ground to interfere in the impugned order dated 30.05.2017 (Annexure P-5) passed by the learned Judicial Magistrate First Class, Amritsar. However, in case the petitioner surrenders before the trial Court within 10 days from today and move an application for grant of regular bail, on her doing so, the trial Court shall consider and decide the same on the same day.

7. Petition stands disposed of.

(H.S.GREWAL)
JUDGE

17.11.2025

Janki

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