



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

**CRM-M-19296-2025
DECIDED ON: 07.04.2025**

MANPREET SINGH DUHRA

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Avtar S. Khinda, Advocate
for the petitioner.

Mr. Jaspal Singh Guru, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 528 BNSS 2023 for quashing of order dated 13.06.2014 passed by Id. Judicial Magistrate Ist Class, Jalandhar (Annexure P-3) in case FIR No. 31 Dated 08.04.2010 U/s 323, 324, 452, 427, 506, 148, 149 of IPC 1860 registered at P.S. Bhogpur, Distt. Jalandhar (Annexure P-1) whereby the petitioner has been wrongly declared as proclaimed offender.

Learned counsel for the petitioner would contend that the petitioner has been declared as proclaimed offender vide order dated 13.06.2014 (Annexure P-3) by the trial Court without effecting proper service upon him. He further submits that a compromise has been entered into between the parties vide compromise deed dated 29.05.2024 (Annexure P-5). It has been further contended that the other co-accused persons in the present FIR have already been acquitted by the trial Court vide judgment dated 26.11.2014 (Annexure P-2).

He undertakes that the petitioner will surrender before the trial Court and shall join the trial proceedings without any delay or default in future.

Notice of motion.

On the asking of the Court, Mr. Jaspal Singh Guru, AAG, Punjab accepts notice on behalf of the respondent-State, who is not averse to the undertaking given by the petitioner that he will surrender before the trial Court.

In view of the above, the petitioner is directed to surrender before the trial Court within a period of 10 days from today and apply for regular bail.

In case, such an application for bail is moved by the petitioner before the learned trial Court, the same shall be considered on the same date and decided in accordance with law.

However, it is made clear that in case the petitioner does not abide by the aforesaid undertaking, the respondent/State shall be at liberty to move an appropriate application for revival of the instant petition.

There is no denial to the fact that due to petitioner's act, delay has occurred in trial proceedings and has caused prejudice to the other side and to compensate the delay which is caused by the petitioner alone, he is directed to deposit costs of 5,000 UAE Dirham with the Punjab and Haryana High Court Bar Association and a receipt of the same be produced before the trial Court and only in that eventuality, application of the petitioner for seeking bail be considered and decided on the same day.

The instant petition is disposed of in the aforesaid terms.

07.04.2025

Poonam Negi

**(SANDEEP MOUDGIL)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*