

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

2025:PHHC:074035



(167)

**CRM-M-29691-2025
Decided on : 28.05.2025**

Lalit Bansal

.....Petitioner(s)

Versus

State of Punjab

.....Respondent(s)

CORAM : HON'BLE MR.JUSTICE SANJAY VASHISTH

Present: Mr.Manish Joshi, Advocate for the petitioner (s).

SANJAY VASHISTH, J. (Oral)

1. Petition under Section 528 BNSS, 2023 has been filed for quashing the order dated 22.11.2023 (Annexure P-27) passed by Learned Trial Court, Sangrur whereby the petitioner has been declared as 'Proclaimed Person' and non-bailable warrants were issued in complaint bearing no.COMA-17-2018 dated 15.02.2018 (Annexure P-1) titled as *State of Punjab Vs. M/s Mittal Pesticides Balyal Road etc.* and further consequential proceedings pursuant to the impugned order under Sections 3k(1), 17, 18 & 29 of Insecticides Act, 1968.

2. By referring to the order dated 22.11.2023, counsel for the petitioner submits that due to absence of accused-Raj Kumar Chander, non-bailable warrants were issued against Lalit Bansal and firm M/s Saraswati Agro Chemicals India Pvt. Ltd. and said order was assailed by one of the accused-Ram Kumar Chander vide CRM-M-7792-2025 before this Court. Further submits that vide order dated 13.02.2025, petition filed by Ram Kumar Chander was allowed by observing that 30 days period as prescribed under Section 82 Cr.P.C. was not afforded to the petitioner therein, for the purpose of appearance before the Court concerned w.e.f. the date on which the proclamation against the petitioner was effected. Resultantly, order dated 22.11.2023 passed in criminal complaint bearing no.COMA-17/2018 titled *State of Punjab Vs. M/s Mittal Pesticides Balyal Road etc.*, was set aside.

3. Counsel for the petitioner still further submits that once finding has been recorded by this Court qua the same order, holding it to be unsustainable in law, said observations has to be applied to the present petitioner, namely Lalit Bansal also.

4. After hearing learned counsel for the petitioner and going through the record, this Court finds that there is no need to even issue notice to the respondents. The request of the petitioner is only to apply the order dated 13.02.2025 already passed by a Co-ordinate Bench of this Court in CRM-M-7792-2025 vis a vis the prayer made by the petitioner through the instant petition also.

5. Accordingly, prayer made in the present petition is allowed and impugned order dated 22.11.2023 (Annexure P-27) passed by Learned Trial Court, Sangrur whereby the petitioner has been declared proclaimed offender in complaint bearing no.COMA-17-2018 dated 15.02.2018 (Annexure P-1) titled as *State of Punjab Vs. M/s Mittal Pesticides Balyal Road etc.* and further consequential proceedings pursuant to the impugned order under Sections 3k(1), 17, 18 & 29 of Insecticides Act, 1968 are hereby quashed.

6. However, it is made clear that any observation made herein above is not to be construed as an expression of opinion on the merits of the case.

(SANJAY VASHISTH)
JUDGE

May 28, 2025

Sailesh

Whether speaking/reasoned :	Yes/No
Whether Reportable :	Yes/No