



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

155

CRM-M-30702-2025

DATE OF DECISION: 29.05.2025

VARINDER SINGH

...PETITIONER

Versus

STATE OF PUNJAB AND ANOTHER

... RESPONDENT

CORAM: HO MR. JUSTICE SANDEEP MOUDGIL

Present: Ms. Ruby Kaur, Advocate for the petitioner(s).

Mr. J.S. Rattu, DAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 praying for quashing of the impugned order dated 30/04/2025, passed by the Ld. Court of Judicial Magistrate, First Class Hoshiarpur, (Annexure P-1) vide which the petitioner was wrongly declared as Proclaimed Person, in FIR no. 96 dated 03-05-2019 U/s 406, 420 IPC Police Station:- Tanda (ANNEXURE P-2), as well as all subsequent proceedings and orders arising out of it.

Learned counsel for the petitioner submits the matter got compromised between the parties and the petitioner was under the impression that as the matter has been settled he need not to appear before the Trial Court and went out of station, hence, he could not appear and the Trial Court initiated PO proceedings against him. She submits that the petitioner did not had any intention to avoid attendance



in the Court proceedings otherwise he was appearing regularly on each and every date before the Court. She 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, learned State Counsel 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.

Considering the submissions made by learned counsel and also in appreciation of the fact that it will only speed up the proceedings before the Trial Court which is one of the essence as enshrined under Article 21 of the Constitution of India, 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.

The aforesaid order/concession to the petitioner shall be subject to payment of Rs.10,000/- as compensatory penalty to be deposited with the Chandi Kusht Ashram Society, (account No.1445265900) (IFSC Code KKBK0004211), Kotak Mahindra Bank,



Sector 46-C Chandigarh 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 in accordance with law.

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

The instant petition is disposed of in the aforesaid terms.

(SANDEEP MOUDGIL)
JUDGE

29.05.2025
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>