

2025:PHHC:159655



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

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CRM-M-45764-2024

Date of decision: 17.11.2025

NINDER

..PETITIONER

VS.

STATE OF PUNJAB

..RESPONDENT

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

Present: Mr. Lakshay Bector, Advocate for the petitioner.
Mr. P.S. Pandher, Asstt. AG, Punjab.

H.S. GREWAL, J.(ORAL)

1. This petition has been filed under Section 528 of BNS for quashing of order dated 12.01.2024 (Annexure P-2) passed by the Id. Judicial Magistrate, Ist Class, Ludhiana in FIR No. 121 dated 30.07.2023 under Sections 379 and 411 of the IPC, registered at Police Station Basti Division No.2, Ludhiana vide which the petitioner has been declared as proclaimed offender.
2. Learned counsel for the petitioner submits that the petitioner could not appear before the trial Court as she has never been served nor ever received any summons on her residential address

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as the summons were issued on the wrong address. Even the proclamation issued came to be affected on the wrong address. As such the learned trial Court cancelled the bail orders of the petitioner and her bail bonds and surety bonds were ordered to be forfeited. Non-bailable warrants of arrest against the petitioner have been issued.

3. Learned counsel for the petitioner submits that there has been non-compliance of the provisions of Section 82 of Cr.P.C. and hence, the impugned order dated 12.01.2024 declaring the petitioner a proclaimed offender deserves to be set aside. He 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.

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

5. In view of the prayer made by the learned counsel for the petitioner, this Court does not find any legitimate ground to interfere in the impugned order dated 12.01.2024 (Annexure P-2) passed by the Id. Judicial Magistrate, Ist Class, Ludhiana. However, in case the petitioner surrenders before the trial Court within 07 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.

6. Petition stands disposed of.

November 17, 2025
Poonam Sharma

(H.S. GREWAL)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No