

2025:PHHC:166114



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

113+232

CRM-M-61670-2025 (O&M)

Date of decision: 28.11.2025

PRIYANKA @ PRINKA

..PETITIONER

VS.

STATE OF PUNJAB AND ANOTHER

..RESPONDENTS

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

Present: Mr. J.S. Ghumman, Advocate for the petitioner.

Mr. P.S. Pandher, Asstt. AG, Punjab.

None for respondent No.2.

H.S. GREWAL, J.(ORAL)

CRM-45770-2025

Application is allowed, as prayed for. Annexures A-1 & A-2 are taken on record subject to all just exceptions.

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1. This petition has been filed under Section 528 of BNS for quashing of order dated 03.02.2024 (Annexure P-6) passed by the Ld. Judicial Magistrate First Class, Jalandhar vide which the petitioner has been declared as proclaimed person in complaint case registered as COMI 318 of 2015 dated 25.08.2015 wherein the petitioner was

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summoned vide order dated 01.03.2018 under Sections 323, 341, 506, 34 IPC.

2. Learned counsel for the petitioner submits that the petitioner was never served with the notice, warrants or any proclamation issued against her and the process of proclamation was never complete especially when the report received by the Court was to the effect that the petitioner has gone abroad. Learned counsel for the petitioner further submits that proclamation was issued against the petitioner vide order dated 12.12.2023 and she was declared as a proclaimed person vide order dated 03.02.2024.

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 03.02.2024 declaring the petitioner a proclaimed person 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 03.02.2024 passed by the learned Judicial Magistrate First Class, Jalandhar. However, in case the petitioner surrenders before the trial Court within 07 days from today at 10.00

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A.M. and moves an application for grant of bail, on her doing so, the trial Court shall consider and decide the same on the same very day.

6. Petition stands disposed of.

November 28, 2025
Poonam Sharma

(H.S. GREWAL)
JUDGE

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No