



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

120

CRM-M-63789-2024
Decided on : 17.01.2025

Karan @ Karni and anr

. . . Petitioners

Versus

State of Punjab and anr

. . . Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

PRESENT: Mr. Ranjeet Singh, Advocate for the petitioners.

SANJAY VASHISTH, J. (Oral)

1. Present petition filed under Section 528 of BNSS, 2023 seeking quashing of order dated 06.11.2024, passed by learned Judicial Magistrate First Class, Ferozepur, whereby the petitioners namely; Karan @ Karni and Abhishek @ Yonti had been declared as Proclaimed person in case FIR No. 23 dated 04.03.2020, under Sections 307, 323, 148, 149 IPC and Section 25 of Arms Act, 1959, registered at Police Station Cantt Ferozepur.

2. **Since, Abhishek-petitioner No.2 was attributed with firing shot by entering the house of the complainant, counsel for the petitioners prays for withdrawal of the present petition qua petitioner No.2-Abhishek.**

Ordered accordingly.

3. Learned counsel for the petitioner informs that before approaching to this Court, petitioner-Karan @ Karni was declared as proclaimed offender by learned Judicial Magistrate First Class, Ferozepur vide order dated 06.11.2024. Learned counsel for the petitioner submits



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that petitioner is inclined to join the process of law by putting in appearance before the concerned Court, however, prays for grant of some interim protection.

4. Notice of motion.

5. On advance notice Mr. Amandeep Singh Samra, AAG, Punjab, appears on behalf of the respondent-State.

6. Considering the submissions addressed, averments made in the present petition and petitioners inclination to surrender to the process of law, this Court deems it appropriate to grant one opportunity to the petitioner to appear before the Court so that the proceedings before the Court may start.

7. Since, the endeavor of the Court is to secure the presence of the each and every accused, therefore, petitioner is directed to appear before the trial Court on or before 10.02.2025 and on his appearance he would be released on bail subject to his furnishing fresh bail bonds/surety bonds to the satisfaction of the trial Court. Besides, petitioner would submit specific undertaking/affidavit that he will keep appearing during the proceedings of the trial in future and the proceedings would not be delayed because of his conduct.

8. In view of above, the present petition is allowed qua petitioner No.1-Karan @ Karni.

9. Needless to mention here that on compliance of all the conditions mentioned hereinabove, impugned order dated 06.11.2024 (Annexure P-1) and the subsequent orders would become inoperative *qua* the petitioner No.1-Karan @ Karni.

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10. However, it is clarified that no further extension would be granted to the petitioner for surrendering before the concerned Court .

(SANJAY VASHISTH)
JUDGE

January 17, 2025
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Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*