



CRM-M-67245-2025

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

CRM-M-67245-2025 (O&M)

Date of decision : 11.12.2025

Mandeep Singh**.....Petitioner****versus****State of Punjab****.....Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. Manu Loona, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)**CRM-50172-2025**

Present application has been filed for placing on record the air tickets of the petitioner as Annexures P-14 and P-15.

For the reasons mentioned in the application, same is allowed. Annexures P-14 and P-15, are taken on record.

Main case

1. Prayer in the present petition is for quashing of the impugned orders dated 23.08.2023 passed by learned JMIC, Jalalabad (W), in CHI/175/2022 titled as '**State vs. Mehal Singh etc.**' in Cross Case/DDR/Rapat No.37 dated 29.07.2019 under Sections 324, 323, 326, 148, 149 of IPC, registered at Police Station Amir Khas, District Fazilka in FIR No.51 dated 29.07.2019 under Sections 307, 452, 323, 325, 427, 148, 149 of IPC and Sections 25/27 of Arms Act, registered at Police Station Amir Khas, District Fazilka, wherein the petitioner has been declared as proclaimed person.



2. It has been contended by learned counsel for the petitioner that the petitioner was regularly appearing before the trial Court, however, on the basis of his wife's medical condition, he was residing in Canada since the year 2022. He submits that as he remained absent, learned trial Court had issued proclamation under Section 82 Cr.P.C and ultimately, he was declared a proclaimed person vide order dated 23.08.2023. He submits that the petitioner was in abroad, when he was declared proclaimed person. Learned counsel further states that the petitioner is ready to appear before the trial Court and join the proceedings and face the trial and for the said purpose, he is coming to India on 18.12.2025. To show his bona fide, he has placed on record the travel/air tickets, on record. He further submits that the petitioner is ready to abide by the terms and conditions if any imposed by this Court.

3. Notice of motion.

4. On asking of the Court, Ms. Ramta Chowdhary, D.A.G., Punjab accepts notice on behalf of the respondent-State. He has opposed the submissions made by learned counsel for the petitioner and has stated that learned trial Court has rightly declared the petitioner as proclaimed person who remained absent despite order.

5. After hearing learned counsel for the parties and perusing the record, it is apparent that petitioner was in abroad and in his absence, he was declared as Proclaimed Person. In view of the fact that the petitioner is now keen to join the proceedings and face the trial in the present case as is clear from the fact that he is returning to India on 18.12.2025 for the said purpose. So, without going into the merits of the contentions raised by learned counsel for the petitioner, this Court is of the opinion that it would be appropriate if one opportunity is granted to the petitioner to surrender before the trial Court



and face the trial. Consequently, the present petition is disposed of and the order dated 23.08.2023 is *set aside* subject to payment of Rs.50,000/- as costs to be paid to Day Care Centre for Elderly Disabled in Home for Old & Destitute People, Sector-15, Chandigarh within a period of 10 days from the date of his arrival. The petitioner is directed to appear before the trial Court and file appropriate application along with the receipt of costs before the trial Court within a period of 10 days from that day and thereafter, the trial Court will admit him to bail subject to its satisfaction during the pendency of trial and proceed with the trial as per law. Petitioner will have protection from arrest for a period of 10 days from the date of his arrival in India.

6. Needless to say that in case the petitioner fails to comply with the abovesaid direction, he will have no benefit of abovesaid protection granted by this Court and order under challenge dated 23.08.2023 would come in force and the present petition shall be deemed to have been dismissed.

(RAJESH BHARDWAJ)
JUDGE

11.12.2025

ps-I

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No