



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

(158)

CRM-M-10360-2026

DATE OF DECISION: 17.03.2026

Prince

.....Petitioner

VERSUS

State of Haryana

.....Respondent

CORAM HON'BLE MR. JUSTICE SUBHAS MEHLA

Present Mr.M.S.Hundal, Advocate,
for Mr. M.S.Chauhan, Advocate, for the petitioner.
Mr. Karan Veer Singh, Sr.DAG, Haryana.

SUBHAS MEHLA, J (ORAL)

1. Present petition has been filed under Section 528 of BNSS for quashing of the impugned order dated 03.07.2019, (Annexure P-3), passed by learned Judicial Magistrate Ist Class, Faridabad, vide which the petitioner has been declared as proclaimed person in case FIR No.22 dated 14.01.2018, under Section 42-A of Prisons Act, registered at Police Station Ballabhgarh.

2. Learned counsel for the petitioner contends that the petitioner was in custody in some other case and a case under Section 82-A of Prisons Act, 1894 was registered against him; that later he was released from custody on account of suspension of sentence but the next date of hearing in the present case was not within his knowledge as he could not contact his counsel who was appointed as Legal Aid Counsel and therefore, failed to appear before the learned trial Court and he was declared proclaimed person in the present matter; that now petitioner is ready and willing to join the proceedings but he may not be arrested by the police.

3. Heard.



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4. Notice of motion.
5. In pursuance of advance notice, Mr. Karan Veer Singh, Sr.DAG, Haryana, appeared and submitted that if the petitioner is ready to join the proceedings, he may surrender before the learned trial Court / Successor of the trial Court.
6. Heard.
7. Keeping in view the limited prayer of the learned counsel for the petitioner that petitioner is ready and willing to join the proceedings and limited his prayer to the effect that the petitioner wants to surrender before the learned trial Court and will raise all these pleas before it, the present petition is **disposed of** with a direction to the petitioner to surrender before the trial Court, within two weeks from today, and move an appropriate application by taking all the pleas raised herein for his absence at the relevant time and learned trial Court is directed to proceed with the application in accordance with law. Till then, i.e upto 31.03.2026, petitioner shall not be arrested by police in this matter.
8. It is made clear that if the petitioner fails to appear before the learned trial Court within two weeks from today, then the relief granted by this Court shall be deemed to be withdrawn.

17.03.2026	(SUBHAS MEHLA)
mamta	JUDGE
Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No