



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

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CRM-M No.14633 of 2026 (O&M)

Date of decision:21.04.2026

Harbhajan Lal**.....Petitioner****Versus****State of Punjab****..... Respondents****CORAM: HON'BLE MR.JUSTICE SURYA PARTAP SINGH**

Present: Mr. Navraj Singh, Advocate for the petitioner.

Mr. Jasdev Singh Thind, DAG, Punjab.

SURYA PARTAP SINGH, J. (Oral):

This is a petition filed by the petitioner under Section 528 of Bharatiya Nagarik Suraksha Sanhita 2023, seeking for quashing of order dated 21.04.2025 (Annexure P-8), whereby he has been declared a proclaimed person by the Court of learned Additional Sessions Judge-I, Kapurthala, hereinafter being referred to as 'trial Court' only. The above mentioned order has been passed in a case arising out of FIR No.77 dated 14.04.2018, under Sections 307, 392, 160, 427, 295, 353, 186, 332, 283, 188, 148 & 149 of Indian Penal Code and Section 25 & 27 of Arms Act, Police Station City Phagwara, District Kapurthala.

2. Notice of motion.

3. Since advance notice has already been served upon the State, Mr. Jasdev Singh Thind, DAG, Punjab, has appeared on behalf of respondent-State. Hence, service of notice upon the State is hereby dispensed with.



However, no formal reply has been filed by the State and the learned State counsel has opted to orally oppose the present petition.

4. The learned counsel for the petitioner has submitted that the petitioner would be satisfied, and would not press this petition, if he is permitted to appear before the learned trial Court, and a direction is given to the learned trial Court to dispose of the bail application moved by the petitioner within a time-bound manner.

5. In view of above, the present petition is hereby *disposed of* with a direction to the petitioner to surrender before the learned trial Court within a period of two weeks from today. If the petitioner surrenders before the learned trial Court within a stipulated period and moves an application for bail, the learned trial Court shall dispose of the bail application within two days. It is, however, clarified that the learned trial Court in the exercise of its discretion shall be at liberty to take the petitioner into custody and/or impose penalty under Section 491 of BNSS (erstwhile Section 446 of Cr.P.C), as per law.

(SURYA PARTAP SINGH)
JUDGE

21.04.2026
Manoj Bhutani

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