

135 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2026.PHHC:060937



CRM-M-21729-2026 (O&M)

Date of Decision: 22.04.2026

SHYAM LAL

... PETITIONER

VERSUS

UT CHANDIGARH AND ANOTHER

... RESPONDENTS

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

Present:- Mr. Dishant, Advocate for
Mr. S.S.Thakur, Advocate for the petitioner.

H.S. GREWAL, J. (ORAL)

1. This petition has been filed under Section 528 BNSS (482 Cr.P.C.) for quashing the order dated 15.11.2025 (Annexure P-1) passed by the learned Judicial Magistrate First Class, Chandigarh in case titled as 'Cholamandalam Investment and Finance Company Ltd. Vs. Shyam Lal' in case No. NACT-10860-2024 dated 08.11.2024 under Section 138 of the Negotiable Instruments Act, whereby the petitioner has been declared as a proclaimed person.

2. Learned counsel for the petitioner submits that the trial Court, without following the procedure prescribed under Section 82 Cr.P.C., declared the petitioner a proclaimed person vide the impugned order, which is unsustainable under the law. Learned counsel also submits that the petitioner undertakes to appear before the trial Court concerned on each and every date and would not absent himself without prior permission of the trial Court. It is, therefore, prayed that the petitioner may be permitted to surrender before the learned trial Court to attend the trial proceedings

continuously and the impugned order may be set aside.

3. Notice of motion to respondent No.1 only.

4. On the asking of the Court, Mr. Tapan Masta, Addl. P.P. U.T. Chandigarh assisted by Mr. Anirudh Kaushal, Advocate accepts notice on behalf of the respondent-State.

5. I have heard the submissions made by the learned counsel for the petitioner and gone through the case file.

6. In view of the limited prayer made by learned counsel for the petitioner, this Court deems it appropriate to decide this case without issuing notice to respondent No.2 and does not find any legitimate ground to interfere in the impugned order. However, in case the petitioner surrenders before the trial Court at 10 A.M. within next 7 working days from today and moves an application for grant of bail, the same shall be granted by the Court concerned on the same very day in accordance with law.

7. With these observations, the present petition stands disposed of.

(H.S.GREWAL)
JUDGE

22.04.2026

Janki

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