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

CRM-M-27119-2026

Date of decision : 14.05.2026

Rajinder Kumar**.....Petitioner**

versus

State of Haryana**..... Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. Pankaj Bali, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

1. Prayer in the present petition is for setting aside the impugned order dated 11.12.2025 passed by the Court of learned Chief Judicial Magistrate, Panipat in case FIR No.32 dated 23.01.2020 under Sections 279, 304-A of IPC, registered at Police Station Matlauda, District Panipat vide the petitioner was declared a proclaimed person.

2. It has been contended by counsel for the petitioner that in the above said case, the petitioner was regularly appearing before the trial Court. However, on 08.11.2024, the petitioner met with a road accident in which he had suffered multiple abrasion injuries including on head and due to the same, the petitioner was not in a condition to appear before the Court, however, he always approached his counsel to do the needful. He submits that in March, 2026, when the petitioner recovered and enquired about the status of his case, then he came to know that he had already been declared a proclaimed person vide order dated 11.12.2025. He submits that without complying with the provisions of Section 82 Cr.P.C.,



petitioner was declared as a proclaimed person as he was never served with any ordinary service nor with any substituted service. He has further submitted that the non-appearance of the petitioner was not intentional. He submits that the petitioner is ready to join the proceedings and abide by the terms and conditions of bail, imposed by the Court.

3. Notice of motion.

4. On asking of the Court, Mr. Sumit Jain, Addl. A.G., Haryana accepts notice on behalf of the respondent-State.

5. Learned State counsel has opposed the submissions made by learned counsel for the petitioner and has stated that the trial Court has rightly declared the petitioner as a proclaimed person, who remained absent from the Court despite orders.

6. After hearing counsel for the parties and perusing the record, it is apparent that the petitioner remained absent despite orders as he met with an accident and was unaware about the ongoing proceedings. But now petitioner is keen and ready to join the proceedings and face the trial. So keeping in view the abovesaid facts, the present petition is disposed of and the order dated 11.12.2025 is *set aside* subject to payment of Rs.10,000/- as costs to be deposited in the '**Punjab and Haryana High Court Dispensary Welfare Fund**' by the petitioner in one week from the date of receipt of copy of this order. In case, petitioner appear before the Court concerned within a period of 10 days from the date of receipt of copy of this order and files an application for bail alongwith receipt of abovesaid costs, the Court concerned is directed to admit him to bail subject to its satisfaction and proceed with the trial in accordance with law. He will have protection from arrest for a period of 10 days from the

7. Needless to say that in case the petitioner fail to comply with the abovesaid direction, he will have no benefit of abovesaid protection granted by this Court and order under challenge dated 11.12.2025 would automatically come in force.

14.05.2026
ps-I

(RAJESH BHARDWAJ)
JUDGE

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