



132

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

CRM-M-30320-2026

Date of decision : 26.05.2026

Deepak Garg**.....Petitioner****versus****State of Haryana****.....Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. G.C. Shahpuri, Advocate
for the petitioner.

Mr. Sumit Jain, Addl. A.G., Haryana.

RAJESH BHARDWAJ, J. (Oral)

1. Prayer in the present petition is for quashing of order dated 01.07.2025 (Annexure P-8) passed by learned Judicial Magistrate First Class, Panipat, whereby the petitioner was declared as proclaimed offender/person in case FIR No.1205 dated 20.11.2017, under Section 506 IPC, registered at Police Station City Panipat, District Panipat.

2. It has been submitted by learned counsel for the petitioner that the petitioner was regularly appearing before the Id. trial Court. He submits that without complying with the provisions as envisaged under Section 82 Cr.P.C. proclamation proceedings were initiated against the petitioner and ultimately, he was declared as a proclaimed offender/person vide impugned order dated 01.07.2025 (Annexure P-7). He submits that though as per the statement of Executing Constable, the proclamation stated to be executed but neither the petitioner received any intimation



regarding the said proclamation nor proper procedure was followed as no notice was published in any conspicuous place nearby the house of the petitioner nor it was fixed in the area where the petitioner was residing. He submits that the absence of the petitioner was not intentional and he is ready to join the proceedings and abide by the terms and conditions of bail, if any imposed by this Court.

3. Learned State counsel has opposed the submissions made by learned counsel for the petitioner and has stated that the trial Court has rightly initiated proclamation proceedings under Section 82 Cr.P.C. and declared him as proclaimed offender/person who remained absent despite order.

4. After hearing counsel for the petitioner and perusing the record, it is apparent that the petitioner remained absent despite orders, as he was not served with any notice, thereafter, proclamation proceedings under Section 82 Cr.P.C. were initiated against him and ultimately, he was declared as proclaimed offender/person. But now the petitioner is keen and ready to join the proceedings and face the trial, so without going into the contentions raised by learned counsel for the petitioner, this Court dispose of the present petition and the order dated 01.07.2025 is *set aside* subject to payment of Rs.30,000/- as costs to be paid to the **‘Spinal Rehab Centre, Chandigarh, Plot No.1, Madhya Marg, Sector-28/A, Chandigarh’** by the petitioner within one week from the receipt of copy of this order. In case, the petitioner appears and surrenders 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 receipt of copy of this order.

5. 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 01.07.2025 would come in force and the present petition shall be deemed to have been dismissed.

26.05.2026
ps-I

(RAJESH BHARDWAJ)
JUDGE

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