

**CRM-M-33239-2026****-1-****(122)****IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-33239-2026****Date of decision : 03.07.2026****NARESH KUMAR****... Petitioner****Versus****STATE OF U.T. CHANDIGARH & ANOTHER****...Respondents****CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI****Present: Mr. Rajbir Singh, Advocate
for the petitioner.****Mr. Satish Kumar, Addl. P.P., U.T., Chandigarh.************JASJIT SINGH BEDI, J.**

The prayer in the present petition under Section 528 of BNSS, 2023 is for quashing the impugned order dated 26.05.2026 (Annexure P-2) passed by the JMIC, Chandigarh in complaint No.NACT/4829/2023 titled as 'Lal Bahadur Vs. Naresh Kumar' under Section 138 of NI Act vide which the petitioner has been declared a proclaimed person.

2. The learned counsel for the petitioner contends that the petitioner has been declared a proclaimed person despite the fact that no notice for appearance was ever served upon him in accordance with law. As he is ready and willing to join proceedings, the impugned order be quashed.

3. On the other hand, the learned State counsel contends that the contention of the petitioner is that he did not appear before the Court so that he could arrange funds and settle the matter as soon as possible

**CRM-M-33239-2026****-2-**

with the complainant. The arguments of the petitioner run counter to his pleadings. Therefore, the present petition is liable to be dismissed.

3. I have heard the learned counsel for the parties.

4. A perusal of the petition would reveal that the entire case of the petitioner is that he failed to appear before the Trial Court as he was in the process of arranging funds to amicably settle the dispute with the complainant. The judgments relied upon by the petitioner are to the effect that where a settlement has arrived at, the order declaring the accused as a proclaimed person and the consequential FIR under Section 174A of IPC, have been quashed. On a query being put to the counsel for the petitioner, he has categorically stated that he is not in position to settle the matter with the complainant. Apparently, the contentions of the petitioner run counter to his pleadings.

5. In view of the above, I find no merit in the present petition. Therefore, the same stands dismissed.

(JASJIT SINGH BEDI)
JUDGE

03.07.2026

JITESH

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