

CRM-M-23658 of 2025

2025:PHHC:126799



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

CRM-M-23658 of 2025

Date of decision: 15.09.2025

Bhagat Singh through Special Power of Attorney Balwinder Kaur
.....Petitioner

Versus

State of Punjab and another
.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: - Mr. Ashdeep Singh, Advocate,
for the petitioner.

Mr. Adhiraj Singh, AAG, Punjab.

NAMIT KUMAR, J. (ORAL)

1. This petition has been filed under Section 528 of the BNSS, 2023 for quashing of order dated 17.09.2016 (Annexure P-1), passed by learned Judicial Magistrate First Class, Pathankot, vide which petitioner has been declared a proclaimed offender in case FIR No.001 dated 13.01.2016 registered under Section 498-A IPC at Police Station Taragarh, District Pathankot.

2. Learned State counsel, on receipt of advance copy of the paperbook, submits that in view of the law laid down by this Court in ***CRM-M-7189 of 2023 (Sukhwinder Singh through his SPA and others v. State of Punjab and another) decided on 18.10.2023***, present petition is not maintainable as the same has been filed through Special Power of Attorney.

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3. Faced with this situation, learned counsel for the petitioner wishes to withdraw the present petition with liberty to file fresh one on the same cause of action with better particulars by impugning the order dated 17.09.2016, passed by learned Judicial Magistrate First Class, Pathankot, by petitioner himself.

4. Dismissed as withdrawn with aforesaid liberty.

15.09.2025

R.S.

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No