

2025:PHHC:002255



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

124

**CRM-M-306-2025 (O&M)
Date of decision: 10.01.2025**

Rajwinder Kaur**...Petitioner****Versus****State of Punjab and another****...Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Amit Dhawan, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, Sr. DAG, Punjab.

MANISHA BATRA, J. (Oral)

1. The instant petition has been filed by the petitioner under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of order dated 11.12.2023, passed by the Court of learned Judicial Magistrate First Class, Nakodar in case titled as ***Punjab State vs. Surjit Singh alias Laddi***, arising out of FIR No. 37 dated 28.04.2016, registered under Sections 406 and 420 of IPC at Police Station Lohian, District Jalandhar (Rural), whereby the petitioner had been declared a proclaimed person.

2. After advancing arguments at length, learned counsel for the petitioner could not point out any lacuna in the impugned order. However, he has submitted that since the petitioner is ready to join the Court proceedings, she may be granted protection for a limited period with liberty to surrender before the learned trial Court.

3. Keeping in view the limited prayer made by the petitioner and the fact that she is ready to join the Court proceedings which would obviously

2025:PHHC:002255



help in speedy conclusion of trial, the present petition is disposed of. The petitioner is directed to surrender before the learned trial Court within a period of 15 days from today and on doing so, the learned trial Court shall release her on bail, subject to her furnishing personal/surety bonds to its satisfaction. However, the learned trial Court shall be at liberty to initiate proceedings under Section 491 of Bharatiya Nagarik Suraksha Sanhita, 2023 (*which is pari material with Section 446 of Cr.P.C.*) against the petitioner.

4. Till the time the petitioner surrenders before the learned trial Court, her arrest shall remain stayed.

5. It is made clear that in case the petitioner fails to surrender before the learned trial Court within the stipulated time, this petition shall be deemed to be dismissed.

10.01.2025*Wassem Ansari***(MANISHA BATRA)
JUDGE***Whether speaking/reasoned**Yes/No**Whether reportable**Yes/No*