

2025:PHHC:009655



301.

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

CRM-M-34089-2020 (O&M)

Date of decision: 21.01.2025

Manpreet Singh Purewal

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Yashjot Singh Dhaliwal, Advocate and
Mr. Umaid Singh Mann, Advocate, for the petitioner.

Mr. Amit Rana, Senior DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking quashing of order of proclamation dated 01.06.2004 (Annexure P-4) passed by learned Chief Judicial Magistrate, Ropar, whereby he has been declared a Proclaimed Offender, without complying with the provisions of Section 82 of Cr.P.C.

2. Learned counsel for the petitioner submits that no doubt, the petitioner has indeed been declared a proclaimed offender way back vide order dated 01.06.2004, however, the petitioner has been falsely implicated in the FIR in question; he is willing to return to India and appear before the trial Court concerned and join proceeding thereafter. In support, learned counsel has placed copy of Air Ticket, duly attested by the learned counsel for the petitioner, wherein it stands reflected that the petitioner is due to

arrive in India on 02.02.2025. Learned counsel submits that since the petitioner has been able to show his bona fides, he be protected on arrival in India. He undertakes that he would appear and join proceedings before the trial Court concerned in the FIR in question which stands registered against him, on or before 07.02.2025.

3. *Per contra*, learned State counsel has opposed the prayer of the counsel opposite by contending that the allegations against the petitioner are serious. The petitioner, by forging a death certificate of his brother Kulbir Singh, made a statement in another case that his brother Kulbir Singh has died, whereas he was alive.

4. I have heard learned counsel for the parties and perused the material placed on record.

5. In view of the limited prayer made by the learned counsel for the petitioner, the instant petition is disposed of with the following directions:

The petitioner is to appear and surrender before the trial Court on or before 07.02.2025. Till then, no coercive steps be taken against the petitioner. This is contingent upon the petitioner paying a cost of Rs.10,000/- to be deposited with the District Legal Services Authority concerned.

6. It is made clear that in case, the petitioner fails to surrender before the trial Court within the stipulated period, this order shall be of no avail to him, thereafter. In case, on appearance and surrender, the petitioner

moves an application for bail, the trial Court shall make earnest efforts to decide it expeditiously, in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

January 21, 2025
sanjeev

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