



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

**CRM-M-63918-2023(O&M)
Date of decision : 11.03.2025**

Manpreet Kaur and anotherPetitioners

Versus

State of Punjab and another ...Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Devinder Singh Khurana, Advocate for
Mr. Munish Raj Chaudhary, Advocate
for the petitioners.

Mr. Kunwarbir Singh, AAG, Punjab.

Mr. S.K. Daaria, Advocate for respondent No.2.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 of Code of Criminal Procedure, 1973 (for short 'Cr.P.C. '), for quashing of the order impugned dated 04.05.2019 (P-1) passed by learned Judicial Magistrate First Class, Dhuri (for short 'JMFC'), whereby the petitioner was declared as "proclaimed absconder (*sic*) person".

2. Contends that during the pendency of the present petition, CRM-M-63934-2023 was filed by the petitioners for quashing of FIR No.79 dated 05.06.2018, under Sections 420 and 406 of the Indian Penal Code, 1860, and the same was allowed; as a result thereof, FIR along with all consequential proceedings arising therefrom was quashed and set aside by a Co-ordinate Bench on 25.07.2024. Copy of the aforesaid order is taken on record and marked as 'X'. Further contends that in pursuance of the interim order dated 19.12.2023 passed



by a Co-ordinate Bench in the present case, the petitioners did join the proceedings before learned Court below and they are regularly appearing.

3. Thus, in such a situation, learned counsel for the petitioners submits that when the very basis for declaring the petitioners as “proclaimed person” is already quashed and set aside, there would be no justification to keep the proceedings pending and/or to direct the petitioners to appear before the Court concerned.

4. Aforesaid factual position is not disputed by learned State counsel as well as *de facto* complainant.

5. In view of the above, this Court is of the opinion that continuation of proceedings on the basis of impugned order shall consume the valuable time of the Court and which can be utilized for a better cause.

6. Consequently, present petition is allowed. Order impugned dated 04.05.2019 (P-1) and any further proceedings emanating therefrom are quashed and set aside.

7. It is clarified that above observations be not construed as an expression of opinion on merits of the case, in any manner.

Pending application(s), if any, shall also stand disposed off.

11.03.2025

d.gulati

Whether speaking / reasoned :
Whether Reportable :

(MAHABIR SINGH SINDHU)
JUDGE

Yes No
Yes No