



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

**CRM-M-34052-2025
DECIDED ON: 08.07.2025**

ARKIN

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH.

**Present: Mr. Balbir Kumar Saini, Advocate,
for the petitioner.**

Mr. Neeraj Madaan, Sr. DAG, Punjab.

SANJAY VASHISTH, J (ORAL)

1. On 04.07.2025, a detailed order was passed by this Court,
which is reproduced here under:-

“1. Prayer in this petition, filed under Section 482 of the BNSS, 2023 (earlier Section 438 Cr.P.C.), is for grant of anticipatory bail to the petitioner, who has been booked in a criminal case arising out of First Information Report, as detailed hereunder:-

<i>Name & age of Petitioner (s)</i>	<i>FIR No.</i>	<i>Date</i>	<i>Section(s)</i>	<i>Police Station</i>	<i>District</i>
<i>Arkin, aged about 33 years</i>	<i>90</i>	<i>22.03.2024</i>	<i>174-A of IPC</i>	<i>City Faridkot</i>	<i>Faridkot</i>

2. Learned counsel for the petitioner apprises this Court of the following developments:-

(i) Petitioner was named as an accused in FIR No.135 dated 03.06.2016. In connection with this case, the order declaring him a proclaimed offender has been challenged, and the matter is pending before a co-ordinate Bench of this Court (Hon'ble Mr. Justice Anoop Chitkara) in CRM-M-34437-2025, wherein the final order has been reserved. Additionally, the anticipatory bail petition filed in the same FIR, bearing CRM-M-34012-2025, is listed for hearing on 08.07.2025 before the same Bench.

(ii) With respect to FIR No.270 dated 14.12.2017, petitioner was also declared a proclaimed person. However, the said order has been quashed by a co-ordinate Bench of this Court (Hon'ble Mr. Justice Harpreet Singh Brar), vide order dated 04.07.2025, passed in CRM-M-34318-2025. Furthermore, the anticipatory bail petition in the said FIR, bearing CRM-M-34113-2025, has also been disposed of by the same Bench, in the light of the directions issued to the petitioner to join the investigation, as contained in the order passed while quashing the proclamation proceedings.

3. Thus, learned counsel for the petitioner submits that proceedings arising out of FIR No.90 dated 22.03.2024, registered under Section 174-A of the IPC at Police Station City Faridkot, would serve no purpose, as the order declaring the petitioner a proclaimed person, has already been quashed by a co-ordinate Bench of this Court.

4. Since, counsel for the petitioner does not presently have copies of the relevant orders, further proceedings in the present petition are deferred to 08.07.2025.

It is, however, made clear that no further action shall be taken, in pursuance of FIR No.90 dated 22.03.2024 under Section 174-A IPC, registered at Police Station City Faridkot, till the next date of hearing.

5. To be shown in the urgent list."

2. Today, counsel for the petitioner produces a copy of the order dated 04.07.2025, passed by co-ordinate Bench of this Court in CRM-M-34318-2025 (O&M). Paragraph Nos.9 to 12 of the said order dated 04.07.2025 are reproduced here under:-

9. Keeping in view the aforesaid facts and circumstances of the case, present petition is allowed and the impugned order dated 14.10.2022 (Annexure P-13), vide which the petitioner was declared proclaimed person as well as all the consequential proceedings emanating therefrom, are hereby set aside subject to payment of Rs.20,000/- as costs to be deposited with the Poor Patient Welfare Fund, PGIMER, Chandigarh within a period of two weeks from today, for wasting precious time of the Court.

10. The petitioner is directed to appear before learned trial Court within a period of four weeks from today and on her doing so, she shall be admitted to

bail on her furnishing bail/surety bonds to the satisfaction of learned trial Court.

11. The receipt of payment of costs imposed upon the petitioner must be presented before learned trial Court. Learned Court below is directed to grant bail to the petitioner only upon verification of the payment of said costs.

12. It is clarified that in case the petitioner fails to surrender before learned trial Court within the stipulated period, interim protection granted by this Court shall be deemed to be vacated.”

3. This Court has carefully gone through the record produced before it and finds that order dated 14.10.2022, passed in the proceedings arising from FIR No.270 dated 14.12.2017, registered under Sections 420 and 120-B of the IPC at Police Station City Faridkot, District Faridkot, has already been quashed along with all consequential proceedings, by the co-ordinate Bench of this Court. However, it appears that while preparing and filing the petition, i.e. CRM-M-34318-2025, petitioner himself failed to mention in the headnote and prayer clause, the specific prayer for quashing of the consequential FIR No.90 dated 22.03.2024, registered at Police Station Faridkot, District Faridkot.

In case, a separate order in regard to the quashing of FIR in question, i.e. FIR No.90 dated 22.03.2024, is ordered by this Court, definitely, it would amount adding/supplementing to the already passed order dated 04.07.2025, passed by co-ordinate Bench of this Court in CRM-M-34318-2025 (O&M), and that too, without there being any specific prayer made by the petitioner in the said petition.

4. Once, the consequential proceedings have already been ordered to be quashed, it is upon the petitioner to clarify the issue before an appropriate authority/Forum in that regard, or to seek further clarification, if so advised.

In the light of the above, this Court does not find any justification in entertaining the present petition. **Accordingly, the same is hereby dismissed as not maintainable.**

(SANJAY VASHISTH)
JUDGE

08.07.2025

Lavisha

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