



CRM-M-64300-2023

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

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CRM-M-64300-2023
Date of Decision:- 28.08.2025

Kanwaljit Singh

.....Petitioner

Versus

Ranjit Kaur

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Sarabjit Singh, Advocate for the petitioner.

Mr. Pankaj Bains, Advocate for
Mr. Vikas Arora, Advocate for the respondent.

ALOK JAIN, J. (Oral)

1. The present petition has been filed *inter alia* praying for quashing of the impugned Proclamation Order dated **19.10.2015** (Annexure P-3), passed by the learned Sub-Divisional Judicial Magistrate, Baba Bakala Sahib, in Complaint Case No.323 dated 10.05.2012, titled "*Ranjit Kaur vs. Kanwaljit Singh and another*", registered under Sections **406 and 498-A IPC**.

2. Vide order dated 09.01.2024, the following order was passed:

“Inter alia contends that petitioner was declared as proclaimed person as per order 19.10.2015 (Annexure P-3) whereas, at that point of time, he was serving in BSF and was posted in other State, as such, no notice was served to the petitioner. Even as per writing Annexure P-4, the house of the petitioner was locked. There was a compromise between the petitioner and respondent-wife, however, the petitioner came to know that the respondent-wife made a statement and withdrew



the complaint only against Paramjit Kaur i.e. mother of the petitioner (Annexure P-5). The petitioner was under the impression that the matter stood compromise, however, he was declared as proclaimed person without following the due procedure but still he is ready to join the proceedings before the trial Court.

Notice of motion for 14.03.2024.

Petitioner is directed to appear before the trial Court within 15 days from today subject to payment of costs as litigation expenses of Rs. 10,000/- to the complainant/respondent.

In the meanwhile, operation of the impugned order (Annexure P-3) shall remain stayed.”

3. Learned counsel for the petitioner submits that in furtherance to the order dated 09.01.2024, the petitioner has joined the proceedings before the Court below and has also deposited the litigation expenses of Rs. 10,000/- to the complainant as imposed by this Court and has placed on record the copy of the same, which is taken on record.

4. In light of the above, the present petition is **allowed**. The impugned Proclamation Order dated **19.10.2015** (Annexure P-3), passed by the learned Sub-Divisional Judicial Magistrate, Baba Bakala Sahib, in Complaint Case No.323 dated 10.05.2012, under Sections **406 and 498-A IPC**, titled “*Ranjit Kaur vs. Kanwaljit Singh and another*”, and all the subsequent proceedings emanating therefrom, are hereby **quashed** and the petitioner shall continue to appear before the Court below in accordance with law.

(ALOK JAIN)
JUDGE

28.08.2025

Parul

Whether speaking/reasoned:-	Yes/No
Whether Reportable:-	Yes/No