



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

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**CRM-M-7880-2025
DATE OF DECISION: 11.02.2025**

BALDEEP KAUR**...PETITIONER****Versus****STATE OF PUNJAB AND ANOTHER****... RESPONDENT****CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Ms. Renu Arora, Advocate for the petitioner(s).
(through Hybrid Mode)

Mr. Jaspal Singh Guru, AAG, Punjab.

SANDEEP MOUDGIL, J (ORAL)

The jurisdiction of this Court has been invoked under Section 528 BNSS/482 of Cr.P.C. praying for quashing the impugned order dated 02.11.2023 (Annexure P-1) passed by Trial Court, Mukerian vide which the petitioner was declared Proclaimed Person along with subsequent proceedings arising from the same in Complaint Under Section 138 NI Act bearing No. NACT/03/2020 Dated 04.01.2020 Annexure P-2 consigned after proceedings under section 299 CrPC vide order dated 02.11.2023.

Learned counsel for the petitioner submits the petitioner could not appear in Court on one date i.e. 2.11.2023 as she was convicted in other case and was taken into custody immediately. He submits that the petitioner did not had any intention to avoid attendance in the Court proceedings otherwise she was appearing regularly on each



and every date before the Court. He undertakes that the petitioner will surrender before the trial Court and shall join the trial proceedings without any delay or default in future.

Notice of motion.

On the asking of the Court, learned State Counsel accepts notice on behalf of the respondent-State, who is not averse to the undertaking given by the petitioner that she will surrender before the trial Court.

Considering the submissions made by learned counsel and also in appreciation of the fact that it will only speed up the proceedings before the Trial Court which is one of the essence as enshrined under Article 21 of the Constitution of India, the petitioner is directed to surrender before the trial Court within a period of 10 days from today and apply for regular bail.

In case, such an application for bail is moved by the petitioner before the learned trial Court, the same shall be considered on the same date and decided in accordance with law.

However, it is made clear that in case the petitioner does not abide by the aforesaid undertaking, the respondent/State shall be at liberty to move an appropriate application for revival of the instant petition.

The aforesaid order/concession to the petitioner shall be subject to payment of costs of Rs.10,000/- to be deposited with the Punjab and Haryana High Court Bar Clerk Association, Chandigarh and a receipt of the same be produced before the Trial Court and only in that



eventuality, application of the petitioner for seeking bail be considered and decided on the same day in accordance with law.

The instant petition is disposed of in the aforesaid terms.

(SANDEEP MOUDGIL)
JUDGE

11.02.2025
anuradha

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>