



**In the High Court for the States of Punjab and Haryana  
at Chandigarh**

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CRM-M-54530-2025 (O&M)  
Date of Decision:- 26.09.2025

Rakesh

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA**

Present:- Mr. Karan Bhardwaj, Advocate for the petitioner.

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**SUBHAS MEHLA, J.** (Oral)

1. Present petition has been filed by the petitioner under Section 528 of BNSS for quashing/setting aside the impugned order dated 08.09.2023 passed in sessions case No. SC-733-2017 titled 'State Vs. Sukhwinder Singh @ Moni and others', vide which, petitioner has been declared as proclaimed offender.

2. Learned counsel for the petitioner submitted that a period of 30 days has not been lapsed after the issuance of proclamation and the petitioner was declared proclaimed offender, however, proclamation was not effected.

3. Notice of motion.

4. Mr. Subhash Godara, Addl. A.G., Punjab, accepts notice on behalf of respondent-State and submits that it was well within the knowledge of the petitioner that the trial is going on and he was released on bail by the trial Court subject to the condition that he will appear before the trial Court



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on each and every date of hearing. Meanwhile, he remained absented for 2 years before the trial Court and his non-bailable warrants were issued several times, thereafter, his proclamation was issued.

5. Heard.

6. Keeping in view the record available with the paper book; act and conduct of the petitioner and the contentions of learned counsel for the parties; and the fact that the petitioner was released on bail by the trial Court, but he remained absented for 2 years before the trial Court and did not appear despite summoning through bailable and non-bailable warrants on various occasions by the trial Court ensuing which proclamation was issued and the present petitioner was declared proclaimed offender vide order dated 08.09.2023, this Court finds no merits in the present petition to invoke the inherent jurisdiction under Section 528 of BNSS. Hence, the present petition is dismissed.

**26.09.2025**

*Geeta*

**( SUBHAS MEHLA )  
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No