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

CRM-M-41676-2025

Date of decision : 02.08.2025

**Inderpal Singh****.....Petitioner****versus****State of Punjab and another****..... Respondent****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

Present :- Mr. A.P. Kaushal, Advocate  
Ms. Pallavi Bahre, Advocate and Mr. Varun Singla, Advocate  
for the petitioner.

**RAJESH BHARDWAJ, J. (Oral)**

1. Prayer in the present petition is for quashing of order dated 30.01.2024 (Annexure P-8) passed by learned Judicial Magistrate Ist Class, Sri Anandpur Sahib, vide which petitioner has been declared proclaimed person illegally arbitrarily and without following the proper procedure laid by law in case FIR No.112 dated 27.11.2019 under Sections 420, 465, 467, 468 & 471 of IPC, registered at Police Station Anandpur Sahib, District Rupnagar.

2. It has been submitted by learned counsel for the petitioner that the petitioner has been falsely prosecuted in the present FIR. He submits that due to cardiac disease the petitioner was under treatment and thus, he could not appear before the trial Court on various dates and thereafter, he was informed by his counsel that complainant agreed for compromise and he would inform the petitioner when his presence is required, however, the petitioner was not informed by his counsel and due to his non-appearance he was declared proclaimed person on 30.01.2024. He submits that without complying with the provisions of Section 82



Cr.P.C., petitioner was declared as a proclaimed person. He has further submitted that non-appearance of the petitioner was not intentional. He has submitted that the petitioner is ready to join the proceedings and abide by the terms and conditions of bail, if any imposed by this Court.

3. Notice of motion to official respondent only.

4. On asking of the Court, Mr. J.S. Arora, D.A.G., Punjab accepts notice on behalf of the respondent-State.

5. Learned State counsel has opposed the submissions made by learned counsel for the petitioner and has stated that the trial Court has rightly declared the petitioner as proclaimed person who remained absent on various dated, despite orders.

6. After hearing counsel for the petitioner and perusing the record, it is apparent that the petitioner remained absent on various dates despite orders because of the reason that he was under treatment due to cardiac disease and ultimately, he was declared as proclaimed person vide order dated 30.01.2024. But now the petitioner is keen and ready to join the proceedings and face the trial, so without going into the contentions raised by learned counsel for the petitioner, this Court dispose of the present petition and the impugned order dated 30.01.2024 is *set aside* subject to payment of Rs.15,000/- as costs to be paid to the **‘Day Care Centre for Elderly Disabled in home for old & Destitute People, Sector-15 Chandigarh’** by the petitioner within one week from today. In case, the petitioner appears and surrenders before the Court concerned within a period of 10 days from today and files an application for bail alongwith receipt of abovesaid costs, the Court concerned is directed to admit him to bail subject to its satisfaction and proceed with the trial in



accordance with law. He will have protection from arrest for a period of 10 days from today.

7. Needless to say that in case the petitioner fails to comply with the abovesaid direction, he will have no benefit of abovesaid protection granted by this Court and order under challenge dated 30.01.2024 would automatically come in force.

**02.08.2025**

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**( RAJESH BHARDWAJ )**  
**JUDGE**

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No