

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

2025:PHHC:038269



(140)

CRM-M-15252-2025

Date of Decision: 20.03.2025

Arun Kandhari

--Petitioner

Versus

State of Punjab & another

--Respondents

CORAM:- HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL.

Present:- Mr. A.S. Mann, Advocate for petitioner.

MANJARI NEHRU KAUL.J (Oral)

The petitioner in the present petition filed under Section 528 of the Bhartiya Nagrik Suraksha Sanhita, 2023 is seeking quashing of order dated 08.01.2025 (Annexure P-6) passed by learned Judicial Magistrate, Ist Class, Amritsar, whereby the petitioner has been declared as a Proclaimed Offender.

2. Learned counsel for the petitioner, at the outset, submits that the petitioner is ready and willing to appear, and surrender before the Trial Court. Hence the petitioner be protected till his appearance before the Trial Court, and directions be given to the Trial Court that his bail application, which he would be filing on his surrender, be decided expeditiously.

3. Notice of motion.

4. On asking of the Court, Mr. H.S. Deol, Sr. DAG, Punjab, accepts notice on behalf of respondent-State.

5. In view of the limited prayer made by the learned counsel for the petitioner, the instant petition is disposed of with the following terms:

“The petitioner is to appear and surrender before the trial Court within 07 days from today. Till then, no coercive steps be taken against the petitioner. This is contingent upon the petitioner paying a cost of Rs.07,000/- to be deposited with the District Legal Services Authority concerned.”

6. It is made clear that in case, the petitioner fails to surrender before the Trial Court within 07 days from today, this order shall be of no avail to him, thereafter. In case, on appearance and surrender, the petitioner moves an application for bail, the Trial Court shall make earnest efforts to decide it expeditiously, in accordance with law.

(MANJARI NEHRU KAUL)
JUDGE

20.03.2025

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