

Narayan Singh Vs. Gian Chand Reg.No. 741 of 2016

08.07.2026

Present: Sh. Lalit Thakur, Adv. for the complainant.

None for the accused.

Today the statement of serving Constable, HASI Rajeev Kumar No. 253 recorded regarding service of proclamation under Section 84 of BNSS against the accused person. He stated that he has published the proclamation on 25.03.2026 and 31.03.2026 in accordance with law.

I have perused the statement of the serving constable along with his report Ext.PA. It is clear from the record that serving constable published the proclamation under Section 84 of BNSS against the accused person on 25.03.2026 and 31.03.2026 by which accused has been called to surrender before this court on or before 02.05.2026. But, accused did not turn to this court till today in compliance of proclamation under Section 84 of BNSS.

Thus, this court has reason to believe that accused in this case either absconded or concealing himself so that trial could not be commenced against him for the offence punishable under Section 138 of Negotiable Instrument Act. Hence, I have justification to declare the accused namely Gian Chand as proclaimed person. Let reference of this order be issued to SHO, concerned Police Station to make relevant entry in the register. Also, the Ld. Counsel for the complainant vide his separately recorded statement has stated that he does not want to lead evidence at this stage under Section 385 of BNSS, as such, the case be consigned to Record Room and will be revived as and when accused is apprehended by the police or surrendered before this Court or before Police.

Announced:
08.07.2026

(Geetika Kapila)
ACJM Court No.1 Mandi, H.P.