

State vs Ajay Kumar and another

Present: Shri Sachin Thapar, APP for the State
Accused Ajay Kumar on bail, but in custody of some other case (not produced by jail authorities)
Accused Deepak Kumar absent

Notice issued to surety Satpal son of Daulat Ram received back unexecuted. Same be again issued for the next date of hearing.

Proclamation warrant issued against accused Deepak Kumar received back duly executed. Serving official ASI Jaswinder Singh is present along with proclamation warrant and report thereof. His detailed statement regarding execution of proclamation warrant recorded. He proved on record copy of proclamation warrant Ex.PA and report Ex.PB.

Perusal of file reveals that on the last date of hearing the proclamation warrant was issued against accused Deepak Kumar alias Deepu. The proclamation warrant was executed on 25.06.2024 and as such period of 30 days from the date of proclamation has already elapsed. However, accused Deepak Kumar alias Deepu did not put in appearance. A bare perusal of report Ex.PB on the proclamation warrant Ex.PA shows that the serving official duly read the proclamation warrant publically at conspicuous place of the town, where accused ordinarily resides. He also affixed one copy of the proclamation warrant at the house of accused and one such copy has been affixed at the notice board of the Court. In view of the report Ex.PB, this Court has reason to believe that the proclamation warrant has been duly executed. Since period of 30 days already passed and accused Deepak Kumar alias Deepu did not bother to put in appearance, he is declared as proclamation offender. Intimation in this

regard be sent to the SHO concerned. List of property of accused be also produced on the aforesaid date by SHO PS: Rama Mandi, Jalandhar so that proceedings under Section 83 Cr.P.C may be initiated.

Accused Ajay Kumar not produced by jail authorities. Let his production be issued for 11.09.2024 and file be put for consideration on charge.

Dated 03.08.2024

Hardeep Singh*

(Ram Pal), PCS,
Judicial Magistrate First Class,
Jalandhar. UID No. PB 0501