

INDUSIND BANK LTD VS SUNNY KUMAR etc.

Present: Sh. SHIVAM ARORA Advocate for the complainant.
Accused No.1 proclaimed person.

Proclamation by way of affixation issued against accused No. 1 received back duly effected on 13.07.2024 for 06.09.2024. The statement of serving constable recorded in this regard. The statutory period of thirty days has been elapsed for the appearance of accused No. 1. Case called for several times since morning, but accused No. 1 has failed to turn up. Accordingly, the **accused No. 1 Sunny Kumar S/o Pritam Chand r/o House NO. 1232/33 Bootan Pind, Near Bittu Doctor, Jalandhar** is ordered to be declared proclaimed person with regard to present complaint. Necessary intimation be sent to PO Cell, Jalandhar as well as SHO, PS Navi Baradari.

Since accused No. 1 has been declared as proclaimed person, as such proceedings U/s 83 Cr.P.C be initiated against the accused No. 1. Ld. Counsel for the complainant suffered a statement that the earlier evidence of the complainant be read as evidence u/s 299 Cr.P.C. and closed the evidence u/s 299 Cr.P.C. He further submitted that complainant is not in the knowledge about the list of property of the proclaimed person for the purpose of compliance u/s 83 Cr.P.C. The same would be provided as and when he is in the knowledge of the same.

Still in the interest of justice, matter can be taken up again if complainant or his counsel provides the list of property for the purpose of attachment of property of proclaimed person. If provided, file is to be taken up again. In the meanwhile file is ordered to be consigned to the record room with the directions to revive it back as and when proclaimed person is arrested, appears or surrenders before the court.

Date of Order: 06.09.2024
Nazuk

(Akashdeep Singh Malwai)
Judicial Magistrate First Class-11
UID No. PB0567