

M/s BP Chemicals Vs. M/s Bee K Bee Print Pvt. Ltd. NI-968-2022

Present:- Complainant in person represented by Sh. Ashu Rohilla, proxy counsel for Sh. P.K. Yadav, Advocate.

The Bar Association, Rewari has observed 'no work day' for today.

Today the case was fixed for presence of accused Surender Kumar Batra, Rajan Batra, Neeraj Batra, Veena Batra, Aman Batra and Sumant Batra but accused Surender Kumar Batra, Rajan Batra, Neeraj Batra, Veena Batra, Aman Batra and Sumant Batra have not appeared before the court. As per statement of executing official, it reveals that proclamation has been duly executed in accordance with law. The executing official has reported that:

Firstly, the proclamation was publically read in a conspicuous place of the village/town of the accused,

Secondly, the proclamation was affixed on a conspicuous part of house of accused in which the accused resides,

Thirdly, the proclamation was also affixed on the notice board of court premises.

The accused persons have failed to appear despite expiry of statutory period not less than 30 days.

It is already 02:30 PM and no more wait is justified. The mandatory period of 30 days has been elapsed and the statement of executing official regarding the proclamation has already been recorded. From the record of executing officer and from the material available on record, in the considered opinion of this record, the accused persons are intentionally absconding themselves to avoid execution warrants and appearance before the court and the

proclamation issued under Section 82 Cr.P.C./Section 84 BNSS has been duly executed in accordance with law. **Hence, the accused Surender Kumar Batra, Rajan Batra, Neeraj Batra, Veena Batra, Aman Batra and Sumant Batra are hereby declared proclaimed person.**

At this stage, complainant suffered a statement that ‘ he has no knowledge regarding the property of accused and he has no objection if the case file be consigned to records and he will restore the complaint as and when the accused appeared or produce before the court or his property has been traced out. The affidavit tendered in preliminary evidence shall be read as evidence under Section 299 Cr.P.C./335 BNSS.’ Keeping in view the statement suffered by complainant, now the case file be consigned to the record room and a note be given with red ink pen that it shall not be destroyed and will be taken up whenever the accused surrenders or arrested by the Police. Also, the complainant is at liberty to constitute any separate proceeding for attachment of property.

The Police Post In-charge Model Town is directed to lodge the FIR under Section 209 of The Bhartiya Nayaya Sahita, 2023 against the above declared proclaimed person under the new enactment in relevant provision of law.

Copy of this order be sent to the concerned SHO for compliance.

04.07.2026

(Garima)

(Akash Saroha)

JMIC, Rewari

UID No. HR0676