IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

Cr. MMO No. 1213 of 2026
Date of Decision: 30.10.2026

Pooja Garg ...Petitioner

Versus

State of H.P. & Ors. ...Respondents

Coram
Hon'ble Mr Justice Chirag Bhanu Singh, Judge.
Whether approved for reporting?

For the Petitioner : Dr. Rajesh Kumar Parmar, Advocate.

For the Respondents : Mr. Prashant Sen, Deputy Advocate General, for respondents No.1 and 2.

None for respondent No.3.

Chirag Bhanu Singh, Judge (Oral)

The petitioner has preferred the present petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (in short, "BNSS"), impugning the order dated 09.09.2026, passed by the learned Additional Chief Judicial Magistrate, Court No. 1, Shimla, H.P., whereby she has been declared a proclaimed offender under Section 82 of the Cr.P.C.

High Court of H.P.

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2. The learned counsel for the petitioner submits that the petitioner shall surrender before the learned Trial Court forthwith.

3. In view of the aforesaid circumstances, the operation and execution of the impugned order dated 09.09.2026, passed by the learned Additional Chief Judicial Magistrate, Court No. 1, Shimla, H.P., shall remain stayed. However, the petitioner is directed to surrender before the learned Trial Court. In case the petitioner fails to surrender before the learned Trial Court, it shall take necessary action in accordance with law, keeping in view the specific provisions of Section 82(4) of the Cr.P.C.

4. The petition stands disposed of in the aforesaid terms, along with the pending miscellaneous application(s), if any.

(Chirag Bhanu Singh)
Judge

30th October, 2026
(Shamsh Tabrez)

High Court of H.P.

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