

In the High Court of Punjab and Haryana at Chandigarh

CRM No.10991-M of 2004 (O&M)
Date of decision: 06.01.2015

Iqbal Singh Narang and another

.....Petitioners

Versus

State of Punjab and another

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr.Sandeep Majithia, Advocate,
for the petitioners.
Mr.K.S.Aulakh,Assistant
Advocate General, Punjab
None for respondent No.2.

SABINA, J.

Petitioners have filed this petition under Section 482 of the Code of Criminal Procedure, 1973 seeking quashing of complaint (Annexure P1) filed by respondent No.2 against them under Section 175 of the Indian Penal Code, 1860.

I have heard the learned counsel for the petitioners and learned State counsel and have gone through the record available on the file carefully.

On 7.1.2004 , the following order (Annexure P3) was passed by the trial Court:-

“Allegations contained in the application cannot be accepted without relevant evidence. Moreover, the provisions of Section 175 IPC must within the mischief of Section 195 Cr.P.C.

and,therefore, direct complaint at the instance of 3rd parties is

not maintainable prima-facie. Be put up on 20.03.2004 for evidence of applicant Veeran Narang.”

Thus, a perusal of the above order reveals that, at that stage, no adverse order was passed against the petitioners by the trial Court. The case was simply adjourned for recording of the evidence of respondent No.2

Thus, the petition filed by the petitioner was pre-mature and is disposed of accordingly.

**(SABINA)
JUDGE**

January 06,2015
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