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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-1652 of 2015

Date of decision: January 16, 2015

Ban Bihari Rawat and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Jag Nahar Singh, Advocate
for the petitioners.

SABINA, J

Petitioners have filed this petition under Section 482 of Code of Criminal Procedure, 1973 ('Cr. P.C.' for short) seeking quashing of FIR No.376 dated 20.11.2009, under Sections 323, 324, 34 of Indian Penal Code, 1860 ('IPC' for short) (Section 326 IPC added later on), registered at Police Station Division No.4, Jalandhar, District Jalandhar and all the subsequent proceedings arising therefrom.

Learned counsel for the petitioners has submitted that petitioners were found innocent by Superintendent of Police, City-I, Jalandhar vide report dated 08.02.2010 (Annexure P-3).

Admittedly, the report dated 08.02.2010 was prepared after the presentation of challan. Application moved by the petitioners for discharge, was dismissed by the trial Court vide order dated 03.01.2012. Revision Petition filed by

the petitioners against the said order, was dismissed vide order dated 18.04.2013.

It is a settled proposition of law that the petitioners cannot invoke jurisdiction of this Court under Section 482 Cr.P.C. after dismissal of his revision by the Sessions Court, as it would amount to a second revision. However, in a case of grave injustice, this Court can interfere under Section 482 Cr.P.C.

In the present case, no grave miscarriage of justice has occurred which would warrant interference by this Court under Section 482 Cr.P.C.

Keeping in view the facts and circumstances of the present case, no ground for interference is made out.

Dismissed.

**(SABINA)
JUDGE**

January 16, 2015

m.singh