

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

Date of decision:18.08.2015.

Rakesh

.....Petitioner

v.

State of Haryana and another

.....Respondent

CORAM: HON'BLE MR.JUSTICE JASWANT SINGH

Present:- Mr.Abhimanyu Singh,Advocate for the petitioner

Jaswant Singh,J.(Oral)

Prayer in the present petition under Section 482 Cr.PC is for quashing of FIR No.44 dated 30.3.2002 under Sections 341,506 IPC, PS Kharkhoda,Distt.Sonipat (P-1).

It appears that the petitioner alongwith his brother and father was named as an accused in the aforesaid FIR by the complainant. It is stated that the petitioner was declared a Proclaimed Offender whereas the remaining two accused vide judgment dated 24.11.2009(P-2) passed by learned JMIC,Sonipat were acquitted of the charges on account of the complainant having turned hostile.

Now the instant petition seeking quashing of the FIR.

After hearing learned counsel, this petition is liable to be dismissed as no indulgence can be shown to a Proclaimed Offender who deliberately chose to stay away from the proceedings. The factum of acquittal of co-accused is not a relevant consideration at this stage for quashing of the FIR.

Dismissed.

18.08.2015.
joshi

(Jaswant Singh)
Judge

RAJINDER PRASHAD JOSHI
2015.08.18 16:36
I attest to the accuracy and
authenticity of this document
High Court, Chandigarh.