

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

CRL. MISC. No.M-28625 OF 2014
DATE OF DECISION : 8th July, 2015

Suraksha Gupta & another

.... Petitioners

Versus

Jitender Goel

.... Respondent

CORAM : HON'BLE MR. JUSTICE SURINDER GUPTA

* * * *

Present : Mr. D. K. Singal, Advocate for the petitioners.

Mr.Arun Jindal, Advocate for respondent.

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SURINDER GUPTA, J. (ORAL)

Learned counsel for the petitioners submits that in view of the dictum of Hon'ble Supreme Court in the case of ***Dashrath Rupshing Rathod Vs. State of Maharashtra*** passed in ***Criminal Appeal No.2287 of 2009*** decided on 01.08.2014, the complaint filed by the respondent-complainant was returned for presentation before the Court having jurisdiction in the matter.

The copy of order dated 01.09.2014 passed by SDJM, Safidon, whereby the complaint was ordered to be returned has been produced and taken on record.

Learned counsel for the respondent also submits that the complaint has since been returned by the trial court and is not pending.

In view of this development the learned counsel for the petitioners seeks permission to withdraw this petition, with liberty to file fresh petition as and when the need so arises.

Dismissed as withdrawn, with liberty as prayed for.

8th July, 2015
'raj'

(SURINDER GUPTA)
JUDGE