

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-28640-2015 (O&M).

Decided on: October 14, 2015.

Vishal Rai

.. Petitioner(s)

VERSUS

Dr.Dharminder Kumar Jindal

.. Respondent(s)

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CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

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PRESENT Mr.Amaninder Preet, Advocate,
for the petitioner.

M.M.S. BEDI, J. (ORAL)

I have heard the counsel for the petitioner.

Contents of the complaint Annexure P3 submitted by the petitioner against the complainant, the launching of an enquiry by the DC and its publication in the newspaper would constitute the offence of defamation qua the complainant cannot be considered, at this stage, in proceedings under Section 482 Cr.P.C. The trial Court considering the allegations, prima facie, falling within the mischief of offence punishable under Section 500 IPC has issued notice to the petitioner. Following the parameters in case **State of Haryana and others Vs. Ch.Bhajan Lal & Ors., AIR 1992 SC 604**, I do not find any ground to interfere in the exercise of powers under Section 482 Cr.P.C.

Dismissed without prejudice to the rights of the petitioner to seek acquittal taking the benefit by establishing exceptions provided under law.

(M.M.S. BEDI)
JUDGE

October 14, 2015.

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