

**IN THE HIGH COURT OF PUNJAB AND HARYANAT AT  
CHANDIGARH.**

**CRR No.3688 of 2015(O&M)**

**Date of Decision:-12.10.2015**

**Tripta Bhasin.**

**.....Petitioners.**

**Versus**

**State of Haryana & Anr.**

**.....Respondents.**

**CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH**

**Present:- Dr. Anmol Rattan Sidhu, Senior Advocate assisted by  
Mr. Naveen Chopra, Advocate for the Petitioner.**

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**JASWANT SINGH, J.(ORAL)**

Petitioner i.e. one of the accused in a complaint case No.198 of 2010 titled as “Inderjeet Bedi Vs. Parveen Bhasin” pending in the court of learned Judicial Magistrate, Ist Class, Karnal has been chargesheeted along with other accused for offences punishable under Sections 420, 467, 468, 471 read with Section 120-B IPC vide order dated 25.08.2015.

It is stated that aforesaid complaint was instituted by the respondent no.2 with *inter alia* allegations of cheating Smt. Kartar Kaur (since deceased) widow of Jawahar Singh, predecessor in interest of the complainant-Inderjeet Bedi, of a part of House no.190 situated at New Char Chaman, Karnal by preparing forged and fabricated documents. The learned JMJC, Karnal on a complaint filed by respondent no.2-complainant, vide impugned order dated 25.08.2015 chargesheeted the petitioner along

with other accused persons for offences punishable under Sections 420, 467, 468, 471 read with Section 120-B IPC. Hence challenge in the present petition is to the order dated 25.08.2015.

It is averred that the learned Magistrate has wrongly passed the impugned order dated 25.08.2015 thereby charge sheeting the petitioner for aforesaid offences without application of mind. Various other legal points have been sought to be raised.

After hearing learned Counsel for the petitioner, this Court is of the opinion that revisional jurisdiction under Section 401 Cr.PC is rarely exercised in the face of the alternative remedy of filing a revision under Section 397 Cr.PC before the Sessions Court available to the applicant. Accordingly present petition is disposed of with permission to the petitioner to file a revision petition under Section 397 Cr.PC, if so advised, with liberty to raise all the pleas available to the petitioner. However, the question of limitation shall be considered sympathetically by the learned trial Court as per law.

Disposed of with aforesaid liberty.

**( JASWANT SINGH )  
JUDGE**

**October 12, 2015**  
Vinay