

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Date of decision:02.06.2016

(1) CRM-M-25092-2015 (O & M)

Arvind Parkash Verma ...Petitioner(s)

Versus

State of Punjab and anr. ...Respondent(s)

(2) CRM-M-31948-2010 (O & M)

Gopal Krishan @ Krishan Gopal ...Petitioner(s)

Versus

The State of Punjab and anr. ...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. T.S. Sangha, Sr. Advocate,
with Mr. J.S. Lalli, Advocate,
for the petitioner (in CRM-M-25092-2015).

Mr. Vishal Sharma, Advocate,
for the petitioner (in CRM-31948-2010).

Mr. Shilesh Gupta, Addl.A.G., Punjab.

Rajan Gupta, J. (oral)

Pursuant to order dated 30.05.2016, learned State counsel seeks to place on record affidavit of Inderjit, Deputy Secretary Revenue, Punjab. Learned State counsel, on instructions from Jagmohan Singh, Superintendent, FCR, Punjab, submits that after the order was passed by the Division Bench of this court in CWP No.11352-2007, the official namely Mukesh Kumar was posted as Revenue Officer (Banjar) at Patiala. He further submits that the State Government does not intend to violate the order passed in

CWP NO.11352-2007 and same shall be adhered to.

Mr. Sangha, learned Senior counsel appearing for the petitioner have sought quashing of the FIR inter alia on the grounds that petitioner-Arvind Parkash Verma was falsely implicated at the behest of official Mukesh Kumar as he was inimical to him. According to him, sufficient material is on record to prove this assertion.

Learned counsel appearing for the petitioner-Gopal Krishan has made submissions on similar lines. He further submits that there is nothing on record to show that any demand was made by him or any bribe was accepted.

This court, however, feels that the pleas raised before this court are primarily factual in nature. Same can be considered by the court below.

Learned counsel pray that the petitioners may be allowed to raise all their pleas before the court below at appropriate stage including stage of consideration of charge. They are at liberty to do so.

No further direction from this court is necessary.

Disposed of.

02.06.2016
sukhpreet

(RAJAN GUPTA)
JUDGE