

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-27538-2016

Date of decision: August 11, 2016.

Rakesh Kumar Sharma

... **Petitioner**

v.

State of Punjab and another

... **Respondents**

CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri Bhaskar Sharma, Advocate for the petitioner.

A.B. Chaudhari, J. (Oral):

Heard Learned Counsel for the petitioner. Learned Counsel for the petitioner states that challan was filed in the year 2010 and the trial is pending. In the meanwhile, the controversy has been adjudicated by the civil court in favour of the petitioner and therefore, he is seeking quashing of the impugned FIR bearing No.107 dated 16.4.2007 under Sections 420, 466, 467, 468, 471, 120-B IPC, registered at Police Station Civil Lines, Amritsar.

In my opinion, since the challan is pending before the trial court for the last several years, it would be appropriate for the petitioner to approach the trial court for deciding the trial on whatever grounds, as also the one raised in the present petition.

In that view of the matter, this petition is allowed to be withdrawn with liberty reserved in favour of the petitioner to take such steps as are permissible according to law, if so advised. All points are kept open.

[**A.B. Chaudhari**]
Judge

August 11, 2016.

kadyan

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No