

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-30452 of 2013

Date of decision : 25.04.2016

Niranjan and others

... Petitioners

versus

State of Haryana and another

... Respondents

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Ms. Deepa Jain, Advocate
for the petitioner

Mr. Sharad Kumar Yadav, DAG Haryana

Mr. R.S. Randhawa, Advocate
for respondent No. 2

ANITA CHAUDHRY, J.(ORAL)

The present petition has been filed under Section 482 Cr.P.C. for quashing the FIR No. 237 dated 31.08.2012 registered under Sections 148, 149, 323, 352, 452, 506 IPC at Police Station Old Faridabad, District Faridabad.

The petition qua petitioners No. 1 to 3 and 5 to 9 had been withdrawn on 18.09.2013.

Notice of motion was issued qua petitioner No. 4 alone.

Learned counsel for the petitioner contends that petitioner No. 4 is over 80 years of age and it is impossible for him to cause injury and it is a false FIR and the same should be quashed.

Learned State counsel submits that the injury under Section 325 IPC was inflicted by the petitioner and that fact was recorded in the FIR itself and the challan had been presented and all the prosecution witnesses have

been examined. He further states that the case is at the final stages and the petitioners are examining their defence witnesses. He further states that the fracture upon the injured is attributed to petitioner No. 4.

There are specific allegations against petitioner No. 4. The injury under Section 325 IPC is attributed to him. The trial is at the fag end. The witnesses have already deposed before the Court. No case for quashing is made out. It is for the trial Court to examine the evidence and record a finding.

The petition is dismissed.

(ANITA CHAUDHRY)
JUDGE

April 25, 2016
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