

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**Crl. Misc. No.M-42533 of 2016 (O&M)
Date of decision : 30.11.2016**

Parandeep Singh @ Pammu and others

.....Petitioner(s)

Versus

State of Punjab and another

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Mansur Ali, Advocate
for the petitioners.

ANITA CHAUDHRY, J.

The petitioner is seeking quashing of FIR No. 21 dated 21.02.2015 (Annexure P-4), registered under Section 354, 307, 323, 324, 341, 148, 149 IPC, Police Station Bhogpur, District Jalandhar and the subsequent proceedings thereof.

This is the second petition filed by the petitioner. The first petition was withdrawn on 23.11.2016 and liberty was granted to file a fresh one.

I have heard the counsel at great length.

It is not in dispute that the challan has been presented and charge has been framed and the case is fixed for prosecution evidence. The counsel for the petitioner has also referred to the documents to show that there is a cross-version and a complaint was filed in which the complainant of this case had been summoned.

Counsel for the petitioner refers to para no.99 of the judgment reported in ***Kartar Singh Vs. State of Punjab 1994(2) RCR 168*** and submits that the complainant side are not appearing and notices are being issued to them by the trial Court and it is a case of hardship for them as they have to go back to Canada, therefore, the FIR deserves to be quashed.

An incident had taken place in which the complainant side had sustained injuries. They were medically examined. The police has submitted the challan and charge has been framed. The petitioner is seeking quashing on the ground that the complainant side were not appearing in the Court and the trial Court had adjourned the case thrice from April 2016 onwards.

The principles for quashing have been laid down exhaustively in ***State of Haryana and others Vs. Ch. Bhajan Lal and others 1992 AIR 604***. The case of the petitioner does not fall under any of the principles laid down there. No case for quashing is made out.

The petition is dismissed in limine.

30.11.2016
sunil

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No