

**IN THE PUNJAY AND HARYANA HIGH COURT
AT CHANDIGARH**

CRM-M No.5100 of 2016
Date of decision: 09.05.2016

Sukhnandan

.... Petitioner

versus

U.T., Chandigarh & another

.... Respondents

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. S.K.Khurcha, Advocate
for the petitioner.

Mr. Rajiv Sharma, Advocate
for the respondents.

Daya Chaudhary, J.(Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.211 dated 10.07.2014 registered under Sections 363, 376'(2) IPC and Section 6 of POCSO Act at Police Station Industrial Area Chandigarh and its subsequent proceedings.

The petitioner has been convicted and sentenced by the trial Court vide judgment dated 10.12.2015

The remedy of filing an appeal is available to the petitioner but instead of availing that remedy the present petition has been filed. Learned counsel for the petitioner is not in a position to show as to how this petition can be filed without availing the remedy of filing an appeal.

Learned counsel for the petitioner wants to withdraw the present petition with liberty to file an appeal.

Dismissed as withdrawn with liberty aforesaid.

09.05.2016
sonia

**(DAYA CHAUDHARY)
JUDGE**