

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

114

CRR-2886-2016 (O&M).

Mani Ram

.. Petitioner(s)

VERSUS

State of Haryana

.. Respondent(s)

* * *

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

* * *

PRESENT Ms.Shalini Atri, Advocate, for the petitioner.

M.M.S. BEDI, J. (ORAL)

Petitioner seeks quashing of the charges framed vide order dated 1.6.2016.

It has been argued by the counsel for the petitioner that the entire proceedings against the petitioner are vitiated on account of the fact that the complainant is inimical towards the petitioner and with an objective to wreck vengeance on account of previous enmity, the petitioner has been falsely implicated in a trap case.

Counsel for the petitioner relies upon the complaint filed by the complainant against the real brother of petitioner Ram Kumar, Annexure P 10, dated 20.12.2013 and 22.2.2014. To substantiate her plea, counsel for the petitioner has also referred to a number of irregularities in the sanction and the investigation.

It has also been argued by the counsel for the petitioner that a report of the investigating agency regarding innocence of the petitioner has intentionally been withheld with an oblique motive.

I have considered all the submissions of the counsel for the petitioner and I am of the opinion that the petitioner may have prima facie a strong defence plea but said plea of defence cannot be appreciated, at this stage, to discharge the petitioner.

Without prejudice to the right of the petitioner to take all the pleas of defence before the trial Court by confronting various circumstances to the complainant indicating enmity, before the trial Court during his cross-examination in an attempt to impeach his credibility, this petition is disposed of as not maintainable with above said liberty to the petitioner.

(M.M.S. BEDI)
JUDGE

August 17, 2016.

rka

Whether speaking / reasoned
Whether Reportable:

Yes / No
Yes / No