

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

**CRM-M-12671 of 2017
Date of decision:-3.8.2017**

Dharampal and another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN

Present : Mr.K.D.S. Hooda, Advocate
for the petitioners.

H.S. MADAAN, J.(ORAL)

This is a petition under Section 482 Cr.P.C. praying for quashing of FIR No.810 dated 21.12.2015, under Sections 148, 149, 307, 506 IPC and 25/27 of Arms Act, registered at Police Station Sadar, Fatehabad, District Fatehabad in which the challan has been presented under Sections 195/211/120-B IPC and 25 of Arms Act against the complainant-petitioners while deleting the Sections 148, 149, 307, 506 IPC and 27 of Arms Act.

Heard.

Charge has already been framed against petitioners Dharampal and Rattan Singh for the offences under Sections 120-B, 195 and 211 IPC and the trial is going in the Court of Additional Sessions Judge – I, Fatehabad. The grouse of the petitioners is that the filing of challan against the petitioners under Sections 195, 211 and 120-B IPC was nothing but misuse of process of law by the police in connivance

with the opposite party and there is a legal bar in taking cognizance under Section 195 Cr.P.C.

After hearing learned counsel for the petitioners, the present petition is disposed of with the observations that the petitioners may take all these pleas before the trial Court by moving relevant application and the trial Court would dispose of the said application within a period of one month.

Copy of this order be sent to the trial Court for information and necessary compliance.

3.8.2017
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No