

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

CRM-M No. 17146 of 2016(O&M)

Date of decision: 25.4.2017

Harsh Bhardwaj

....Petitioner

VERSUS

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Parminder Singh, Advocate for the petitioner.

REKHA MITTAL, J.(Oral)

CRM No.13373 of 2017

Heard.

Allowed as prayed for.

Annexure P-8 is taken on record subject to just exceptions.

Disposed of accordingly.

CRM-M No.17146 of 2016

Counsel for the petitioner has submitted that after presentation of challan the case is pending for consideration on charge. One of the submissions made by counsel for the petitioners is that the Court at Sirsa has got no territorial jurisdiction to try the criminal proceedings lodged at the behest of Kavita Bhardwaj. It is prayed that the present petition may be disposed of but with a direction to the trial Court to consider the question of territorial jurisdiction at the time of framing of charge and pass a speaking order in this regard.

In view of the above, without examining merits of the petition, the same stands disposed of. The petitioner is left at liberty to raise all available pleas including the question of territorial jurisdiction

before the Court at Sirsa at the time of consideration on framing of charge.

If the petitioner raises the issue with regard to territorial jurisdiction before the Court below, the same shall be disposed of by the trial Court by passing a speaking order.

APRIL 25, 2017

‘D. Gulati’

(REKHA MITTAL)

JUDGE

Whether speaking/reasoned

:

yes/no

Whether reportable

:

yes/no