

Criminal Revision No. 2030 of 2015 (O&M)

Date of decision : September 27, 2017

Mahavir Singh

.....Petitioner

Versus

State of Haryana

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Manoj Kumar, Advocate
for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

Mr. Vishal Goel, Advocate
for the complainant.

LISA GILL, J.

The petitioner is aggrieved of order dated 30.04.2015 passed by the learned Additional Sessions Judge, Karnal, whereby the petitioner and other co-accused have been ordered to be charged for the offences punishable under Sections 419, 420, 498A, 406, 493 and 495 read with Section 120B IPC.

Learned counsel for the petitioner submits that CRM-M-27684-2015 preferred by a similarly placed co-accused Amit has been decided by this Court on 08.12.2015. Order dated 30.04.2015 i.e. the order impugned in the present revision petition was challenged by the co-accused Amit. The said petition was partly allowed and charges framed under Sections 419, 420 IPC were set aside.

Copy of order dated 08.12.2015 passed in CRM-M-27684-2015 is available on the record of this case as Annexure P-7 with CRM No. 6692 of 2016.

Learned counsel for the respondents do not deny the factual position as above.

It is further informed that the material witnesses, in this case, have already been examined. Keeping in view the facts and circumstances as above, learned counsel for the petitioner confines his prayer to relief in terms of order dated 08.12.2015 in CRM-M-27684-2015 i.e., the deletion of charges framed under Sections 419, 420 IPC. He does not press the petition qua rest of the relief claimed.

No serious objection thereto is raised by the respondents qua this limited prayer.

Keeping in view the facts and circumstances as above, this petition is partly allowed. Relief in terms of order dated 08.12.2015 passed in CRM-M-27684-2015 is afforded to the petitioner as well. Consequently, charges framed under Sections 419, 420 IPC against the petitioner are set aside.

Petition is, accordingly, disposed of.

September 27, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No