

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

CRM No.M-8737 of 2017 (O&M)

Date of Decision: July 10, 2017

Vimal Kumar

...Petitioner

VERSUS

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Rakesh Dhiman, Advocate
for the petitioner.

Mr.P.K.Aggarwal, Deputy Advocate General, Haryana
for the respondent-State.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 482 Cr.P.C. against State of Haryana and other respondents to take action as per law in case FIR No.146 dated 12.04.2016 under Sections 306 and 34 IPC registered at Police Station Badshahpur, District Gurgaon.

Notice of motion was issued. Learned State counsel appeared and contested the petition.

From the record, I find that in the present case, challan has already been presented against two accused and charges have already been framed, which means that the trial Court has already taken the cognizance. The trial Court is seized of the matter and trial is pending before it, therefore, now the official respondents have not to do anything more.

At the time of arguments, learned State counsel contended that remaining accused have been declared innocent and challan has been presented only against two persons.

After hearing learned counsel for the petitioner as well as learned State counsel and after going through the record, I find that if the petitioner has any grievance or he feels that other persons are also involved, he can avail the remedy under Section 319 Cr.P.C. or any other appropriate remedy against those persons, who have been declared innocent. Similarly, learned counsel for the petitioner argued that the accused can give threat to the complainant side and can put pressure. Again, if there is any threat etc., the petitioner can approach the trial Court.

As the challan has already been presented and charges have already been framed, therefore, this petition has become infructuous and no further directions are to be given to the official respondents.

With the above-said observations, the present petition stands disposed of accordingly.

July 10, 2017
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No