

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

208

CRM-M-11104-2017

Date of Decision: July 31, 2018

Nirmal Singh

.....Petitioner(s)

versus

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. A.S. Sullar, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

Sudhir Mittal, J. (Oral)

The present petition has been filed for quashing of Kalendra under section 182 of the Indian Penal Code, 1860 (for short I.P.C.)

Learned counsel for the complainant submits that the trial is complete and the same is fixed for 14.08.2018 for recording of statement under section 313 of the Code of Criminal Procedure, 1973. Thus, the trial is at the stage of conclusion and the trial Court is likely to pass final verdict by the end of August 2018.

Learned counsel for the petitioner submits that the Kalendra under section 182 I.P.C. is not maintainable as in the criminal complaint filed by the petitioner, the complainant party in the present case has been summoned as accused and charges have been framed against them. He relies upon judgment passed in CRM-M-34231-2015 titled as Sharda Devi Vs. State of Haryana reported in 2018(2)R.C.R.(Criminal) 54.

If the Kalendra is not maintainable in law, the trial Court would be competent to hold as such.

The present petition is disposed of as having been rendered infructuous, considering the stage of the trial.

July 31, 2018
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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No