

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

121 CRM-25194-2018 in/and
CRM-M-12219-2018 (O&M)
Date of Decision:26.07.2018

RajbirPetitioner

Versus

State of Haryana and anotherRespondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Amit Aggarwal, Advocate,
for the applicant-petitioner.

HARI PAL VERMA, J.(Oral)

CRM-25194-2018

Prayer in this application under Section 482 Cr.P.C. is for recalling the order dated 05.07.2018, whereby the counsel who has put in appearance has withdrawn the petition.

Learned counsel for the applicant-petitioner has argued that he had never authorized the counsel, who had put in appearance on his behalf to withdraw the said petition.

In view of the above, the instant application is allowed and the order dated 05.07.2018 passed by this Court is hereby recalled.

CRM-M-12219-2018

Learned counsel for the petitioner states that he has a good case on merits. FIR No.282 dated 24.10.2017 under Sections 323, 341, 506 read with Section 34 IPC and Section 3 of the SC & ST

(Prevention of Atrocities) Act, Police Station Sahlawas, District Jhajjar, was registered against the petitioner. Though offence under Section 34 IPC was also added but the same has been withdrawn during investigation. He states that the allegations against the petitioner are false. Deletion of offence under Section 34 IPC further substantiates the case of the petitioner that the FIR is false.

However, when the Court specifically inquired about the stage of FIR, learned counsel for the petitioner has informed that in the aforesaid FIR, police after investigating the matter has submitted the report under Section 173 Cr.P.C. and charge has been framed thereafter.

In view of the aforesaid fact that charge has been framed, there is no ground to quash the FIR at this stage.

Dismissed.

July 26, 2018
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No