

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

Sr. No.113

CRM-M-23156 of 2017 (O&M)
DECIDED ON: December 06, 2018

ZILE SINGH

..PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Sandeep Sharma, Advocate, for the petitioner.

Mr. Satish Saini, DAG, Haryana.

SUDHIR MITTAL, J. (ORAL)

CRM-42700 of 2018

This application has been filed for staying the further proceedings before the trial Court.

Notice of motion.

Mr. Satish Saini, DAG, Haryana, accepts the notice on behalf of the State of Haryana.

The main case whereby FIR No.51, dated 25.02.2017, registered under Sections 147, 149, 323, 452, 506 IPC at Police Station Sahlawas, District Jhajjar (P-1) has been sought to be quashed, is posted for 26.04.2019. On oral request of learned counsel for the parties, the main

CRM-M-23156 of 2017 (O&M)

case is taken on board today for hearing and present application stands disposed of.

CRM-M-23156-2017

This petition has been filed for quashing of FIR No.51, dated 25.02.2017, registered under Sections 147, 149, 323, 452, 506 IPC at Police Station Sahlawas, District Jhajjar (P-1).

The complainant is one Sumit Kumar son of Jagdish (respondent No.4). On his complaint, the aforementioned FIR was registered with the allegations that the petitioner and some 4-5 other persons chased the car of the complainant in a Bolero vehicle and hurled abuses at him. He got scared and tried to escape. He parked his vehicle outside the house of one Sanjay Kumar s/o Dhari Singh and entered it. The petitioner and his companions followed respondent No.4 into the house and beat him. They disclosed that they were officials of the Regional Transport Authority but the complainant-respondent No.4 could not discern this fact because their vehicle did not bear a red or blue beacon.

Learned counsel for the petitioner submits that as per Section 114 of Motor Vehicles Act, 1988, officials of a Regional Transport Authority can chase a vehicle upto 10 kilometers across the Inter District Border. The village of the complainant is within 02 kilometers from the Inter District Border and thus, no illegality was committed by the petitioner. The registration of the FIR is an abuse of the process of law and the same may be quashed.

At this stage, I do not deem it appropriate to express any opinion on the arguments of the learned counsel for the petitioner. The matter is

CRM-M-23156 of 2017 (O&M)

pending before the trial Court and challan has already been presented. The petitioner would be at liberty to seek discharge and in case, the order comes against him, he would be at liberty to challenge the same in accordance with law.

With the aforementioned observations, petition stands disposed of.

December 06, 2018

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No