

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

CRM-M No.32005-2017 (O&M)

Date of decision : 14.12.2018

Ram Kumar

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present: Mr.Sanjiv Gupta, Advocate for the petitioner
Mr.Ramesh Kumar Ambawata, AAG Haryana

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (Oral)

Petitioner seeks quashing of FIR No.36 dated 21.3.2017 under Section 174-A IPC, Police Station Nathusari, Chopta District Sirsa along with consequential proceedings.

Heard.

It comes out that at the instance of the petitioner, FIR No.115 dated 2.11.2009 under sections 323/523 IPC, registered at Police Station N.S.Chopta. Petitioner was a witness in that case. After his examination, the petitioner did not appear. He was summoned through non-bailable warrants and thereafter, proclamation was issued against him and he was declared proclaimed offender. He was ultimately arrested and produced in the Court.

Learned State counsel on instructions from ASI Ashok Kumar

states that the petitioner has been examined before the trial Court as a witness and is no longer required.

In view of the fact that the petitioner had appeared before the trial Court and has been examined, continuation of the proceedings will be a useless exercise. As such, FIR No.36 dated 21.3.2017 registered under Section 174-A IPC, Police Station Nathusari, Chopta District Sirsa along with consequential proceedings is hereby quashed.

Petition is accordingly allowed.

14.12.2018

gk

(Kuldip Singh)
Judge

Whether speaking/ reasoned:

Yes

Whether Reportable:

No