

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH
Sr. No.128

CRM-M-37320-2018

Date of decision : 29.08.2018

Ash Mohammed and others

..... Petitioners

VERSUS

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Ms. Sunita, Advocate for
Mr. Abhimanyu Singh, Advocate, for the petitioners.

SUDHIR MITTAL, J. (Oral)

The petitioners pray for quashing of criminal case No.119 of 2016, instituted on 03.08.2016 as well as summoning order dated 08.05.2018.

Learned counsel for the petitioners submits that on a complaint filed by the petitioners, FIR dated 08.02.2016, was registered. The present complaint is a counter-blast to the said FIR and the injuries sustained by the private respondents are simple in nature. Thus, the complaint as well as the summoning order be quashed.

The submission that the complaint is a counter-blast to the FIR registered earlier in point of time, cannot be taken into consideration for quashing of a criminal complaint. Which version is correct shall be examined by the trial Court after evidence has been produced before it. The factum of injuries sustained by respondent No.2 being simple in nature, is also not a ground for quashing.

In view of the above, I do not find any merit in this petition and the same is dismissed.

(SUDHIR MITTAL)
JUDGE

29.08.2018

Ramandeep Singh

Whether speaking / reasoned

Whether Reportable

Yes / No

Yes/ No