

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

**CRM-M-51922-2018 (O&M)  
Date of Decision: 27.11.2018**

Raju @ Rajesh and others

**.....PETITIONER(s).**

**VERSUS**

Ramehar and another

**.....RESPONDENT(s).**

**CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI**

Present: Ms. Alisha Soni , Advocate  
for the petitioners.

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**RAJ SHEKHAR ATTRI, J.(Oral)**

Through this petition under Section 482 Cr.P.C., the petitioners sought quashing of impugned summoning order dated 17.5.2017 (Annexure P-2) passed by Judicial Magistrate, 1<sup>st</sup> Class, Jhajjar for facing trial under Sections 323, 148, 149 of Indian Penal Code and order dated 2.8.2018 (Annexure P-1) passed by learned Additional Sessions Judge, Jhajjar whereby revision against order dated 17.5.2017 has been dismissed.

Earlier an FIR No.670 dated 29.9.2014 was lodged by Rajesh son of Dharampal for offence punishable under Sections 148, 149, 323, 325 IPC at Police Station Jhajjar with regard to causing injuries by the respondents and his associates. However, a cross version has been put forth by the respondents on the basis of ocular version supported by

medical evidence by filing a complaint vide which they asserted that simple hurt has been caused. However, the petitioners have been summoned for offence punishable under Section 323 IPC vide order dated 17.5.2017. Said summoning order was challenged before the first revisional Court which was dismissed vide order dated 2.8.2018.

After going through the material available on record, *prima facie* case is made out against the petitioners to summon them as accused.

Dismissed.

However, nothing expressed above shall affect the merits of the case.

November 27, 2018  
Paritosh Kumar

( RAJ SHEKHAR ATTRI)  
JUDGE

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|------------------------------------------|----------------------|
| <b><i>Whether speaking/reasoned:</i></b> | <b><i>Yes/No</i></b> |
| <b><i>Whether Reportable:</i></b>        | <b><i>Yes/No</i></b> |