

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

CRM-M-10557-2014

DATE OF DECISION:-05.03.2019

RAMESH KUMAR

...PETITIONER...

V.

STATE OF PUNJAB AND ORS.

...RESPONDENTS...

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Akshay Jain, Advocate for the petitioner.

Mr. A.S. Gill, DAG, Punjab.

Mr. S.S. Brar, Advocate
for respondents No.2 and 3.

RAMENDRA JAIN, J. (ORAL)

Instant petition is pending since the year 2014 and the trial is unnecessarily held up on account of stay of the proceedings.

Heard.

The matter requires appreciation of evidence. Therefore, impugned FIR (P-5) cannot be quashed in a petition under Section 482 Cr.P.C. without appreciating the evidence. The trial is at the fag end and thus, can be concluded shortly.

Therefore, in the fitness of things, petitioner is relegated to trial court with liberty to raise all the pleas, which have been raised in the instant petition at appropriate stage.

Disposed of as such.

05.03.2019

sonika

whether speaking/reasoned:

whether reportable:

Yes/No

Yes/No

**(RAMENDRA JAIN)
JUDGE**