

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

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**CRM-M-20736-2017(O&M)
Date of decision : 29.11.2019**

VIJAY KUMAR

.....Petitioner

versus

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Balram Singh, Advocate
for the petitioner.

Mr. Sunil Chadha, Sr. Advocate with
Mr. Lakshay Bector, Advocate
for the applicant.

Mr. Hittan Nehra, Addl. A.G., Punjab

ANIL KSHETARPAL, J. (ORAL)

On 18.11.2019, after noticing the contention of learned counsel
for the petitioner, following order was passed:-

*“Learned counsel for the petitioner contends that
the kalandra filed under Section 182 IPC was beyond
time as per Section 468 Cr.P.C., as the complaint
submitted by the petitioner was found false on
12.03.2013, whereas kalandra has been presented on
24.02.2016.*

*On the other hand, learned senior counsel for the
applicant while drawing attention of the Court to page
78 of the paper book, submits that kalandra under
Section 182 IPC was filed on 21.09.2013. However, he
prays for time to substantiate that fact.*

Adjourned to 29.11.2019.

To be listed in urgent.”

Learned senior counsel appearing for the applicant has drawn
attention of the court to certified copy of the order passed on 21.09.2013
noticing that 'kalendra' has been presented on that day i.e. 21.09.2013. It
has further been asserted by learned counsel that the petitioner thereafter
appeared pursuant to the notice on 14.11.2013 and was granted bail. In
2016, only a supplementary report was filed by the police.

In view thereof, this court is not inclined to interfere under Section 482 of the Code of Criminal Procedure, petitioner is relegated to the remedy before the Judicial Magistrate.

Disposed of accordingly.

November 29, 2019
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No