

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

**CRM-M-29351-2018 (O&M)
Date of Decision:- 13.03.2019**

Vijay Kumar and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Karan Singh, Advocate
for the petitioners.

GURVINDER SINGH GILL, J. (Oral)

By way of filing this petition, the petitioners have approached this Court for quashing for the FIR No. 34 dated 19.02.2016 under Sections 420, 406, 120-B IPC registered at Police Station Gobindgarh Mandi District Fatehgarh Sahib and other consequential proceedings.

Learned counsel for the petitioners submits that he may be permitted to withdraw this petition with liberty to raise all pleas before the trial Court.

In view of the above, this petition is dismissed as withdrawn with aforesaid liberty.

During the course of arguments, learned counsel for the petitioners pointed out that there is perhaps some inadvertent typographical mistake in the charge-sheet dated 23.02.2018 wherein it has been stated that the raw material i.e. 103 ton 935 kg. of the amount of ₹41,16,227/-, which was entrusted by Sh. Kubhushan “for sending to abroad” whereas it is not a case of complainant either as per FIR or as per

report filed under Section 173 Cr.P.C. that the articles were to be sent aboard. The trial Court to examine the charge-sheet in this context and in case, there is any error, the same be rectified and charge be altered after issuing notice to the accused.

13th March, 2019
shabha

(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned : Yes / No

Whether Reportable : Yes / No