

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

CRM-M No. 16238 of 2019

Date of Decision:-09.04.2019

Sukhdev Babbar and others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Balram Prashar, Advocate
for the petitioners.

MANOJ BAJAJ J.(Oral)

This second petition has been filed by the petitioners under Section 482 Cr.P.C. for quashing of FIR No.169 dated 28.7.2018, under Sections 120-B and 420 IPC and Sections 63 and 65 of the Copyright Act, 1957, Sections 78 and 79 of Trade & Merchandise Marks Act, 1958, registered at Police Station Bajghera, District Gurugram, as well as order dated 07.2.2019 (Annexure P-2) framing charges against the petitioners by the trial Court.

Learned counsel for the petitioners concedes that previously petition (CRM-M-54570-2018) for quashing of impugned FIR was filed by petitioners and this Court had refused to intervene vide order dated 10.12.2018, however, liberty was extended to the petitioner to raise these

pleas before the trial Court at the time of framing of charges. It is contended that the trial Court has now framed the charges vide order dated 07.2.2019. It is further contended that the charges framed by the trial Court are not made out in view of the allegations contained in the FIR.

The final report submitted by the police has not been placed on record and in absence of the same, this Court is not in a position to examine the merits of the order framing charges. Besides the said order is revisable.

No ground is made out for invoking inherent powers under Section 482 Cr.P.C.

The petition is hereby dismissed.

April 09, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No