

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

CRM-M-22935-2019 (O&M)

Date of decision-24.05.2019

Balvir Singh and others

...Petitioners

Vs.

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Mansur Ali, Advocate for the petitioners.

MANOJ BAJAJ, J. (Oral)

This petition under Section 482 Cr.P.C has been filed by petitioners to challenge the revisional Court order dated 04.05.2019 passed by Additional Sessions Judge, Ludhiana, whereby it has reversed the order dated 08.10.2018 passed by trial Court refusing to issue process in a complaint brought by respondent under Sections 353, 323, 506 and 341 read with Section 34 of Indian Penal Code.

Learned counsel for the petitioners contends that the petitioners are the government officials who are performing duty during election process. According to him, to prosecute the petitioners, the required sanction under Section 197 Cr.P.C was not obtained by the complainant and in the absence of the same, petitioners cannot be prosecuted. It is not disputed that issue of sanction was not raised by the petitioners before the revisional Court.

During the course of arguments, learned counsel for the

petitioners does not press this petition and seeks liberty of this Court to raise this issue of sanction at an appropriate stage before the trial Court.

Dismissed as withdrawn with the liberty aforesaid.

(MANOJ BAJAJ)
JUDGE

24.05.2019

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No