

Sr. No.130

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

CRM-M-37165-2019

Date of decision:04.09.2019

Dr. Sushil Puri and another

.....Petitioners

versus

M/s Fabmark Exports and another

.....Respondents

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Mr. Sandeep Arora, Advocate
for the petitioners.

Rajbir Sehrawat, J(Oral)

Present petition has been filed for seeking quashing of case No. CRM-9222-2018 instituted on 27.11.2018 titled as Ms/ Fabmark Exports and others vs. M/s Yogpathy and others in which the petitioner has been summoned in application under Section 340 Cr.P.C for initiating inquiry against the petitioners for issuing fake medical certificate.

A bare perusal of the Order passed by the Court below shows that the petitioner has only been called upon to appear before the Court to join the inquiry, which the Court has initiated for the purpose of Section 340 Cr.P.C. As of today, no Order prejudicial to the petitioner has been passed. Even if at the conclusion of the inquiry, the Court below comes to a conclusion that some proceedings deserve to be initiated against the present petitioner, the said Order shall also be appealable before the Court under Cr.P.C.

In view of the above, the present petition is pre-mature and totally not maintainable.

Dismissed.

4th September, 2019

Shivani Kaushik

[RAJBIR SEHRAWAT]

JUDGE

Whether speaking/reasoned *Yes/No*

Whether Reportable *Yes/No*