

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRR-3370-2019 (O&M)
Date of Decision:- 12.12.2019

Surender Singh

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Mazlish Khan, Advocate, for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

After arguing for some time, learned counsel for the petitioner submits that he may be permitted to withdraw this petition with liberty to raise all the pleas raised herein before the Trial Court at appropriate Stage. During the course of arguments the learned counsel also submitted that the witnesses sought to be recalled i.e. PW-2 and PW-3 are in fact present in the Court and are willing to make a statement that it is a case where the FIR came to be lodged under some mistaken belief.

In view of the specific submission made by learned counsel for the petitioner for withdrawal, the petition is dismissed as withdrawn with liberty aforesaid.

The petitioner would be at liberty to lead all such evidence as he deems appropriate in his defence. The Trial Court while deciding the final case shall consider the plea of the petitioner that the FIR came to be lodged due to some misunderstanding which is stated to have been cleared and resolved.

December 12, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No