

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

CRM-M-25429-2020 (O&M)

Date of decision:-01.09.2020

Gurlal Singh

...petitioner

Versus

State of Haryana and ors.

..Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Suvir Sidhu, Advocate for the petitioner.

ARCHANA PURI, J.

The matter has been taken up through video conferencing in the light of the pandemic COVID-19 situation and as per instructions.

The present petition has been filed under Section 482 of the Code of Criminal Procedure, for quashing of FIR No. 93 dated 08.07.2020 under Section 3 of SC and ST (Prevention of Atrocities) Act, 1989 and 323 and 506 IPC, registered at Police Station Jhakal, District Fatehabad.

It is averred in the petition that no such incident, on the basis whereof FIR in question had been registered, had taken place at the instance of the petitioner.

Notice of motion.

Mr. Kapil Bansal, DAG, Haryana has put in appearance on behalf of the official respondents.

During the course of arguments, it has been brought to my notice that there are three representations dated 10.07.2020, 14.07.2020 and 17.07.2020

filed by the petitioner to Deputy Superintendent of Police, Tohana, wherein all

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the assertions relating to the innocence of the petitioner as asserted in the present petition has been mentioned and the same are still pending.

Counsel for the petitioner states that he has no objection, if the petition is disposed of with a direction to the concerned authorities to decide the representations aforesaid.

In view of the aforesaid offer so made, learned State counsel submits that the representations shall be decided after giving an opportunity of hearing to the petitioner, within a period of four weeks.

Considering the offer so made, which is acceptable to learned counsel for the petitioner as well as learned State counsel, the present petition is disposed of with a direction to respondent nos. 2 and 3 to give an opportunity of hearing to the petitioner vis-a-vis representations dated 10.07.2020, 14.07.2020 and 17.07.2020 respectively, which are Annexures P-10 to 12 respectively and to decide the same by passing a speaking order.

However, in case the petitioner has any grievance against the order so passed on his representations, he shall be at liberty to approach this Court.

01.09.2020

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(ARCHANA PURI)

JUDGE

Whether speaking / reasoned? Yes / No

Whether reportable? Yes / No