

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

CRM No.M-25507 of 2020

Date of Decision: September 01, 2020

Labh Singh

...Petitioner

VERSUS

State of Punjab and another

...Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr.Lalit Sharma, Advocate
for the petitioner.

ARCHANA PURI, J.

Case has been taken up for hearing through Video Conferencing.

Petitioner has filed this petition under Section 482 Cr.P.C. for quashing of FIR No.613 dated 19.08.2015 under Section 136 of the Electricity Act, 2003, registered at Police Station Anti Power Theft, Police Zone, Bathinda.

Notice of motion.

Mr.Sukhbeer Singh, AAG, Punjab, accepts notice on behalf of the respondents-State.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

As per averments in the present petition, FIR No.613 dated

Electricity Act, 2003, on the accusations about the position of transformer having been changed without notice of the concerned department. Now, it is claimed by the petitioner that as per Section 468 Cr.P.C., the period of limitation for taking cognizance of the offence has since expired and therefore, the said FIR be quashed.

Undisputedly, challan has not been presented in the present case as yet. However, as and when the challan shall be presented before the concerned court, learned counsel for the petitioner stated that he shall raise all the pleas before the concerned Court, which are now being raised before this Court, relating to the limitation of taking cognizance of the offence.

Considering the same, learned counsel for the petitioner does not want to pursue with the present petition. Resultantly, the present petition is hereby dismissed as withdrawn with the liberty to the petitioner to raise all the pleas as taken in the said petition before the concerned Court, as and when challan is presented.

September 01, 2020
Vgulati

(ARCHANA PURI)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No