

IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

SANJIV KUMAR SHARMA
2021/09/18 18:24
I attest to the accuracy and
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CRM-M-26553-2021

Date of decision : 6.8.2021

Sourabh Banerjee Petitioner (s)
Versus
State of Haryana and others Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Gurmeet Singh, Advocate
for petitioner.
Mr. Vishal Malik, DAG Haryana.
Mr. Kunal Dawar, Advocate
for complainant.

(Through Video Conferencing)

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HARINDER SINGH SIDHU, J.

This petition has been filed under Section 482 Cr.P.C. praying for quashing of FIR No. 274, dated 24.4.2017 registered under Sections 420, 120 B IPC at Police Station Sushant Lok, District Gurugram and all subsequent proceedings arising therefrom.

It is contended that on bare perusal of FIR, no criminal offence is made out against petitioner.

Learned State counsel as also learned counsel for complainant have argued that this petition is not maintainable as the petitioner had earlier filed CRM-M-20239-2017 on the similar relief. The same was dismissed as withdrawn with liberty to petitioner to avail of any other appropriate remedy as per law vide order dated 10.8.2017. It is also stated that investigation in the case has been concluded and report under Section 173 Cr.P.C. has been filed. The charges are yet to be framed. The petitioner can avail of appropriate remedy before trial Court at the stage of framing of charges.

In view of aforesaid, it is not deemed appropriate to proceed with this petition. It would be open to petitioner to avail of his remedy before trial Court as per law.

Disposed of accordingly.

(HARINDER SINGH SIDHU)
JUDGE

6.8.2021
sjks