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

**CRM-M-39429-2021**

**Date of decision-22.09.2021**

**Dilbag Singh****...Petitioner**

**Vs.**

**Jaswant Singh****...Respondent**

**CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. H.S.Brar, Senior Advocate with  
Mr. Kanwal Goyal, Advocate for the petitioner.

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**MANOJ BAJAJ, J.**

This petition has been filed under Section 482 Cr.P.C for quashing the revisional Court order dated 26.11.2015 (Annexure P-4), whereby the initial order dated 07.03.2015 (Annexure P-3) passed by Judicial Magistrate First Class, Dhuri dismissing the complaint No.2 dated 17/18.01.2014 (Annexure P-1), was set aside and the case was remanded in respect of accused Nos.1, 2 and 3. Further prayer is for quashing criminal complaint No.2 dated 17/18.01.2014 (Annexure P-1), titled "Jaswant Singh Vs. Dilbagh Singh and others" under Sections 420, 465, 468, 467, 471, 506, 323, 148 and 149 IPC as well as summoning order dated 05.02.2016 (Annexure P-5).

Learned Senior counsel has argued that once the Magistrate had refused to issue the process against the accused persons, the

revisional Court could not have set aside the said order without affording any opportunity of hearing to the petitioner. According to him, the order dated 26.11.2015 (Annexure P-4) passed by the revisional Court warrants interference.

During the course of hearing, it is not disputed by learned Senior counsel that pursuant to the summoning order dated 05.02.2016, passed in compliance of the impugned order dated 26.11.2015, the petitioner had submitted himself before the trial Court and is regularly appearing during the trial proceedings.

In view of the above, it is apparent that the petitioner has by his own act and conduct has accepted the orders dated 26.11.2015 and 05.02.2016 (Annexures P-4 and P-5, respectively) by participating in the trial proceedings, but the petition has been filed after a long delay, which has not been explained.

Resultantly, this Court does not find any ground for exercise of inherent powers under Section 482 Cr.P.C.

Dismissed.

**(MANOJ BAJAJ)**  
**JUDGE**

**22.09.2021**

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|-----------------------------|-----|----|
| Whether speaking/reasoned : | Yes | No |
| Whether Reportable :        | Yes | No |