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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-743-2022

Decided on: 14.01.2022

Joginder

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Pawan Kumar Hooda, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

ANOOP CHITKARA, J.

1. Learned State counsel objected to the petition by submitting that the appeal would lie under Section 14(A)(2) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act and it is not maintainable under Section 439 Cr.P.C..
2. Confronted with this, learned counsel for the petitioner wants to withdraw the present petition with liberty to file a fresh appeal as has been contended by learned State counsel.
3. Given above, the petition is dismissed as withdrawn with the liberty aforesaid. It is clarified that withdrawal of the present petition shall not come into the way in filing the fresh petition/appeal.

(ANOOP CHITKARA)
JUDGE

14.01.2022

anju rani

Whether speaking/reasoned
Whether reportable~~Yes/No~~
~~Yes/No~~