

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

Sr. No.211

Civil Writ Petition No.2613 of 2021

Date of Decision : August 10, 2022

Balbir Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Jasraj Singh, Advocate,
for the petitioner.

Mr. Arun K. Kaundal, DAG, Punjab,
for respondents No.1 & 2.

Ms. Pushp Gupta, Advocate and
Ms. Jashanpreet, Advocate for
Ms. Alisha Arora, Advocate,
for respondents No.3 & 4.

SUDHIR MITTAL, J. (ORAL)

Written statement on behalf of respondent No.2 has been filed in Court today. The same is taken on record. A copy thereof has been supplied to learned counsel for the petitioner.

Learned State counsel submits that the challan has been presented and charges have been framed.

Learned counsel for the petitioner submits that at the relevant time, no criminal trial was pending against the petitioner and thus, the police was not justified in refusing to issue a police clearance certificate. It is settled law that pendency of an FIR does not amount to pendency of criminal proceedings.

The writ petition has no merit and is dismissed.

(SUDHIR MITTAL)
JUDGE

Yes/No

Yes/No