

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

CRM-M No.8991 of 2022

Date of Decision: 03.03.2022

Angrej Khan

.....Petitioner.

Versus

State of Haryana

.....Respondent.

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Amardeep Tiwana, Advocate
for the petitioner.
(joined through virtual mode)

MEENAKSHI I. MEHTA, J.(Oral)

By way of the instant petition, the petitioner has invoked the jurisdiction of this Court under Section 482 Cr.PC for seeking the direction to the trial Court to expedite the trial in the case bearing No.CHI/121/2017, arising out of FIR No.153 dated 04.04.2017 registered at Police Station Shahabad, District Kurukshetra, under Section 188 IPC and Section 3 of the Prevention of Damage to Public Property Act, 1984 and also to determine the compensation under Section 250 Cr.PC in case it (trial Court) comes to the conclusion that the allegations, as levelled against him in the said case, are false.

Bereft of unnecessary details, the averments, as canvassed by the petitioner in the present petition, are that the Challan was presented against him in connection with the afore-said FIR on 04.05.2017 and the trial is still pending before the Court below and he has been got falsely implicated in this case and now, he intends to go abroad to earn his

livelihood.

I have heard learned counsel for the petitioner in this petition at the preliminary stage and have also perused the file.

The provisions, as contained in Section 482 Cr.PC, confer inherent power on this Court to pass appropriate order as may be necessary to give effect to any order under the Code or to prevent the abuse of the process of any Court or to secure the ends of justice. This extra-ordinary power has to be exercised sparingly, i.e only in the eventuality of fulfilment of any of the afore-mentioned pre-conditions. Mere pendency of the trial against the petitioner and his future plans to go abroad to earn his livelihood and that too, specially in the circumstances when no material has been placed on the file to show that he has got some job offer from any country, can, by no stretch of imagination, be taken to be sufficient at all to fulfil any of the afore-discussed pre-requisites so as to exercise the inherent power vested in this Court and his prayer for directing the trial Court to determine compensation can also not be held to be maintainable under the afore-said provisions.

As a sequel to the fore-going discussion, it follows that the instant petition, being *sans* any merit, deserves dismissal. Resultantly, the same stands dismissed accordingly.

March 03, 2022
Yag Dutt

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: *Yes*

Whether Reportable: *No*