

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-14060 of 2022

Date of decision: 4th April, 2022

Shamsher Singh Dahiya

Petitioner

Versus

State of Haryana & another

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Mansur Ali, Advocate for the petitioner.
Ms. Dimple Jain, AAG, Haryana.
Mr. Arjun Sheoran, Advocate for respondent No. 2.

AVNEESH JHINGAN, J (Oral):

This petition is filed seeking quashing of Complaint Case No. 155-I, dated 26.3.2014, titled as “Rajbir v. Shamsher Singh”, summoning order dated 23.3.2016 and order dated 14.10.2016 dismissing the revision.

At the initial stage, the issue has arisen that the issues now being raised in the petition have not been decided in the revision petition.

Learned counsel for the petitioner insists that the issues were argued but not decided whereas learned counsel for respondent No. 2 vehemently argues that these issues were not raised in the revision petition.

Considering that the impugned orders are of 2016, earlier in criminal revision there was an interim protection in favour of the petitioner, the earlier petition was dismissed as withdrawn with liberty to file fresh one, in order to expedite the proceedings and the fact that the parties are having no objection if the matter is remanded, in the interest of justice the impugned order dated 14.10.2016 is set aside. The matter is remitted back to the revisional authority to be decided afresh after providing opportunities

to the parties.

The petition is disposed of.

Let the parties through their counsel appear before the revisional authority on 5.5.2022.

[AVNEESH JHINGAN]

JUDGE

4th April, 2022

mk

- | | | |
|-------------------------------|---|---------|
| 1. Whether speaking/ reasoned | : | Yes /No |
| 2. Whether reportable | : | Yes /No |