

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

**CRM-M-33662-2017
Date of decision: 11.03.2022**

Amarjit Singh @ Ravi

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. S. S. Taank, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition, filed under Section 482 Cr.P.C., is for quashing of FIR No. 87 dated 10.05.2017, registered under Section 174-A IPC at Police Station City Tarn Taran, District Tarn Taran along with all the subsequent proceedings arising therefrom.

Learned counsel for the petitioner has placed on record an order dated 11.09.2019, vide which the petitioner was discharged in FIR No. 205 dated 06.06.2014, registered under Section 29 of the NDPS Act, 1985 at Police Station City Tarn Taran.

On 11.09.2017, this Court has passed the following order:

“...Learned counsel for the petitioner submits that petitioner was involved in FIR No. 205 dated 6.6.2014 under Sections 21/29/61/85 of NDPS Act, registered at Police Station City Tarn Taran. He further submits that petitioner had applied for anticipatory bail, however, the same was dismissed and thereafter, petitioner was declared proclaimed offender on 20.1.2015.

It is further submitted that petitioner filed *CRM-M-4790-2015, Amarjeet Singh vs. State of Punjab*, and on 19.2.2015, he was granted interim protection. Later on, petitioner came to know that he has been declared proclaimed offender vide order dated 20.1.2015 (Annexure P-3). The said petition was withdrawn on 1.4.2015 with liberty to challenge the order dated 20.1.2015, declaring him as proclaimed offender.

It is further submitted that petitioner again filed *CRM-M-16492-2015, Amarjit Singh vs. State of Punjab*, challenging the order dated 20.1.2015 declaring him as proclaimed offender. Vide order dated 27.7.2015, this Court quashed the aforesaid order dated 20.1.2015, however, relief claimed for grant of anticipatory bail was declined. In the meantime, present FIR under Section 174-A IPC was registered on 10.5.2015.

Learned counsel for the petitioner further submits that petitioner was arrested on 8.5.2017 and later on, was granted bail on 21.7.2017. He further submits that even in another FIR No. 87 dated 10.5.2017 under Section 174-A, petitioner is on bail.

Learned counsel for the petitioner further submits that subsequent to grant of regular bail, petitioner is regularly appearing before the trial Court and has not misused the concession of bail...”

Learned counsel for the petitioner submits that in view of the fact that the petitioner already stands discharged in the main FIR, i.e. aforesaid FIR No. 205, no useful purpose would be served by allowing the proceedings to continue under the present FIR.

Learned State counsel, on the basis of the affidavit of DSP, Sub Division Tarn Taran, has not disputed the factual position.

After hearing learned counsel for the parties and considering the fact that the petitioner already stands discharged in main FIR No. 205, as per order dated 11.09.2019, which is taken on record as Mark 'A', this Court is of the opinion that no useful purpose would be served in case the proceedings under the present FIR are allowed to continue.

Accordingly, the present petition is allowed and FIR No. 87 dated 10.05.2017, registered under Section 174-A IPC at Police Station City Tarn Taran, District Tarn Taran along with all the subsequent proceedings arising therefrom is hereby quashed qua the petitioner.

11.03.2022
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>