IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

243 **CRM-M-41562-2018 (O&M)**
Date of Decision:06.04.2022

Jaskaran Singh **.....Petitioner**

Vs.

State of Punjab and another **.....Respondents**

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Harmanpreet Singh Sehgal, Advocate for the petitioner.

Mr. H.S. Sitta, Asst. AG, Punjab.

Mr. Ishaan Thakur, Advocate for
Mr. L.S. Sidhu, Advocate for respondent No.2.

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ANOOP CHITKARA J. (ORAL)

Learned State counsel on instructions from HC Sukhdev Singh, submits that the charges have been framed on 02.08.2019.

Since the present petition was filed in September, 2018, i.e. prior to the framing of charges, as such the prayer in this petition cannot be automatically included the prayer for quashing of charges.

Confronted with this, learned counsel for the petitioner wants to withdraw the present petition with liberty to file an appropriate criminal revision petition or petition under Section 482 Cr.P.C. against framing of the charges, if so advised.

Consequently, the petition is disposed of as withdrawn with liberty to file a fresh petition. It is clarified that time spent during pendency of the present petition will not be counted in the purpose of limitation, in case petitioner chose to file fresh petition. It is further clarified that withdrawal of the present petition shall also not come in the way of filing any fresh petition.

Ordered accordingly.

(ANOOP CHITKARA)
JUDGE

06.04.2022
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Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No

ANJU RANI
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I attest to the accuracy and
integrity of this document
HIGH COURT CHANDIGARH