

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.128

CRM-M-32239-2022

Date of decision: 26.07.2022

Lt. Col. Ajay Bajadur Saxena Sangma

....Petitioner

Versus

U.T., Chandigarh

....Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mrs. Tarun Jain, Advocate, for the petitioner.

Mr. Sumit Jain, APP, U.T., Chandigarh.

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DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 482 Cr.P.C., the petitioners seek quashing of FIR No.0045 dated 10.04.2022 registered under Sections 406, 498-A and 506 IPC at Women Police Station, Sector-17, Chandigarh.

Since the investigation in pursuance to the impugned FIR is still going on, learned counsel for the petitioner submits that at this stage she would be satisfied if the present petition is disposed of with a direction to the concerned investigating officer to consider the assertions made in the present petition before filing of challan under Section 173 Cr.P.C.

Learned State counsel, who appears on advance notice, has no objection if the above prayer is accepted.

In the light of the peculiar facts of this case, the alternate prayer made on behalf by the petitioner is accepted and the present petition is disposed of with a direction to the concerned investigating officer to consider the present petition as a representation made on behalf of the petitioner and consider the grounds taken therein before filing of the challan, if any, in the aforesaid FIR.

July 26, 2022

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(DEEPAK SIBAL)

JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No