

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

CRM-M-35566-2022 (O&M)

Date of decision: 12.09.2022

RANDHIR SINGH

....Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Ranbir Singh Rawat, Advocate for the petitioner.

Mr. B.S. Virk, DAG, Haryana.

RAJESH BHARDWAJ, J. (ORAL)

CRM-33043-2022

Allowed as prayed for.

Annexure P-5 is taken on record.

CRM-33044-2022

This is an application for preponment of the date of hearing in the main case from 19.10.2022.

Heard.

For the reasons stated therein the application is allowed and the main case is taken up on board today itself.

Main Case

This is a petition filed under Section 482 Cr.P.C. for quashing of FIR No.121, dated 21.12.2018, under Sections 354 and 506 of IPC, registered at Women Police Station, Nuh.

After arguing at length, learned counsel for the petitioner prays for permission to withdraw the present petition. However, he has submitted that the Investigating agency has filed the challan and thereafter, report under Section 173(8) CrPC as well. He has further submitted that both the reports under Section 173 and 173(8) of the Cr.P.C. are part of the record and the trial Court should take into consideration both the reports at the time of framing of charges.

Mr. B.S. Virk, AAG, Haryana has submitted that as the application was filed by the accused for further investigation, the

prosecuting agency has filed the report under Section 173(8) CrPC, which is part of the record.

In view of the above, the present petition is dismissed as withdrawn with liberty to the petitioner to raise all his pleas before the trial Court at an appropriate stage in accordance with law.

The trial Court would consider the complete record of the case produced by the prosecution, at the time of framing of charge.

12.09.2022
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(RAJESH BHARDWAJ)
JUDGE

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