

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

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**CRM-M-53225-2021
Decided on : 10.01.2022**

Kuldeep Singh alias Chandernath Baba Ji

... Petitioner(s)

Versus

State of Haryana and another

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Karanvir Singh Khehar, Advocate
for the petitioner(s).

MANJARI NEHRU KAUL, J. (Oral)

By way of present petition filed under Section 482 Cr.P.C., learned counsel is quashing of the order dated 15.11.2021 (Annexure P-9) passed by the learned JMIC, Kurukshetra, vide which the petitioner along with others, has been summoned to face trial for offences under Sections 420, 494, 4980A, 506 read with Sections 120-B of IPC in UCR No. 3236 of 2017, titled as, "State through Anand Ram Vs. UT", arising out of cancellation report dated 26.03.2016 (Annexure P-7) filed by the police in case FIR No. 18, dated 20.01.2016, lodged under Sections 494, 498-A of IPC, registered at Police Station Ladwa (Annexure P-1) and the protest petition dated 03.08.2017 (Annexure P-8) and the subsequent proceedings, arising therefrom.

On a pointed query put to learned counsel for the petitioner *qua* the maintainability of the instant petition, he submits that this Court has wide powers to invoke its inherent jurisdiction under Section 482 Cr.P.C. and set aside the impugned order dated 15.11.2021 (Annexure P-9), passed by the learned JMIC, Kurukshetra.

Undoubtedly, the powers vested in this Court under Section 482 Cr.P.C. are indeed wide, however, those powers cannot be and should not be invoked, if there is an effective alternative remedy available under the provisions of law.

The learned counsel is seeking quashing of the summoning order dated 15.11.2021 (Annexure P-9), passed by the learned JMIC, Kurukshetra, which cannot be termed as an interlocutory order. The impugned order is a revisable order and the remedy of revision is available to the petitioner under Section 397 Cr.P.C.

This Court in the circumstances would not be inclined to invoke its inherent jurisdiction under Section 482 Cr.P.C.

Petition stands dismissed.

(MANJARI NEHRU KAUL)
JUDGE

January 10, 2022

J.Ram

Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*