

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

CRM-M-742-2019 (O&M)
Date of Decision: 09.11.2022

Vikram Jaswal

..... Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Simranjeet Singh, Advocate, for the petitioner.
 Mr. Sandeep Kumar, Deputy Advocate General, Punjab.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for quashing of FIR No.23 dated 01.09.2012, registered under Sections 498-A, 406, 292, 506, 120-B IPC, at Police Station Women, District Patiala and all the consequent proceedings arising therefrom on the basis of merits.

Learned counsel for the petitioner submits that parents of the petitioner have already been acquitted by the trial Court vide order dated 28.10.2017 (Annexure P-8). He submits that prosecution of the petitioner is nothing but an abuse of the process of the Court.

On the other hand, learned State counsel has submitted that the petitioner had already approached this Court with a similar prayer by way of filing petition bearing No. CRM-M-39138-2012, which was dismissed on merits by this Court vide order dated 09.12.2014. He also submits that the petitioner was declared proclaimed offender vide order dated 07.01.2020 and as on date he is proclaimed offender and living abroad. He submits that now the petitioner has again approached this Court by way of filing the present petition by changing counsel. He has drawn the attention of this Court to the order passed by this Court on 09.12.2014, whereby, this Court had already dealt with

the submissions made by counsel for the petitioner and thus, finding no merit in the same, dismissed the petition filed by the petitioner, however, liberty was granted to him to take up all the pleas available to him during trial.

Heard.

Evidently, the FIR in question was lodged by the complainant on 01.09.2012 on the basis of the allegations contained therein. The petitioner admittedly approached this Court by way of filing CRM-M-39138-2012, which was dismissed on merits on 09.12.2014. This Court had already dealt with the similar prayer of the petitioner and having found no merit in the same declined the same. The petitioner instead of availing his further remedy against the order dated 09.12.2014, has filed the present petition by simply changing the counsel.

In view of the above, this Court is of the opinion that neither the present petition filed by the petitioner is maintainable nor it has any merit. Resultantly, the present petition is dismissed being devoid of any merit.

(RAJESH BHARDWAJ)
JUDGE

09.11.2022

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Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No