

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

(118)

CRM-M-8421-2023

Date of Decision: 16.02.2023

Rohit & others

--Petitioners

Versus

Kiran Pal & another

--Respondents

CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.

Present:- Mr. Sumeet Goel, Sr. Advocate with
Mr. Shivam Kaushik, Advocate for the petitioner.

RAJESH BHARDWAJ.J (Oral)

The present petition has been filed under Section 482 Cr.P.C praying for quashing of impugned order dated 14.12.2022 passed by learned Addl. Sessions Judge, Ambala and order dated 6.2.2023 passed by learned JMIC, Naraingarh and all the subsequent proceedings arising therefrom in complaint case no.134 of 2023 dated 24.1.2023 and complaint case no.172/1 of 2012.

Learned senior counsel submits that though the petitioners were discharged by learned JMIC, Naraingarh, however, the complainant preferred a revision petition which was allowed by the learned Addl. Sessions Judge, Ambala and the case was remanded back for a decision afresh vide order dated 14.12.2022. He submits that on remand back, learned JMIC without application of mind and without giving any reason has simply framed charges against the petitioners.

Having argued the matter at some length, learned senior counsel for the petitioners prays for withdrawal of the present petition with liberty to the petitioners to avail the alternate remedies as may be available in accordance with law before the revisional court.

Prayer is allowed.

Dismissed as withdrawn with the liberty, as prayed for.

In case any revision petition is filed by the petitioners, learned
revsional court would deal with the same independently and de hors the
observations earlier made in the order dated 14.12.2022 and decide the same
in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

16.02.2023

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