

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

CRM-M-25894-2019

Date of Decision: 08.02.2023

Arvinder Singh

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM:HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Ms. Kamlesh, Advocate for
Mr. P.P.S. Dugga, Advocate
for the petitioner.

Mr. Virat Rana, A.A.G., Punjab.

ANOOP CHITKARA, J.

Mr. Gaurave Bhayyia Ghotra, Advocate, puts in appearance and filed Vakalatnama on behalf of respondent No.2, in the Court, which is taken on record.

A perusal of the prayer clause reveals that the petitioner sought quashing of FIR No.0214 dated 07.08.2018 under Sections 406, 420 IPC registered at Police Station Derabassi, District SAS Nagar, Mohali, whereas, as per the complainant's counsel, not only the charges have been framed but even the trial is at the fag end.

Once a judicial has been passed and charges have been framed, it becomes mandatory to challenge judicial order which has overwritten the police report.

Given above, the present petition is disposed of with liberty to the petitioner to file fresh petition challenging the framing of charges, if so desires.

It is clarified that the time for which the present petition is pending before this Court, shall not be counted for the purpose of limitation as such, limitation period will start from today i.e. 08.02.2023.

All pending applications, if any, disposed of.

08.02.2023
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(ANOOP CHITKARA)
JUDGE

Whether speaking/reasoned	Yes/no
Whether reportable?	Yes/no