

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

245-1 CRM-M-43825-2016
Date of Decision: 02.03.2023

Anil Gupta Petitioner
Versus
Central Bureau of Investigation, Chandigarh and another Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. Sanjeev Kadian, Advocate for the petitioner.
Ms. Shubhra Singh, Advocate for respondent No. 1-CBI
Ms. Sharmila Sharma, Senior Panel Counsel, UOI for respondent No. 2.

ANOOP CHITKARA, J. (ORAL)

At the time of filing of the present petition, the charges were not framed but given the absence of stay, the trial Court proceeded further and framed charges.

Once a judicial order framing of charges has been passed, it is for the accused to challenge the same. Needless to say that FIR cannot be quashed if a judicial order framing of charges has been passed, which is not even challenged, whereas, a vice versa would happen.

At this stage, counsel for the petitioner submits that the revision petition has been filed challenging the charges.

Given above, the present petition is not maintainable, the same is disposed of.

It is clarified that filing and disposal of the present petition shall not come in the way while considering the criminal revision petition challenging the framing of charges.

All pending miscellaneous applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

02.03.2023
Jyoti-II

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