

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

119

CRM-M-33492-2022 (O&M)
Date of Decision:May 04, 2023

Sunehari

.....Petitioner(s)

Vs.

State of Haryana and another

.....Respondent(s)

CORAM:HON'BLE MR.JUSTICE ANOOP CHITKARA

Present: Mr.Monu Sharma, Advocate for
Mr. Rohit Mittal, Advocate
for the petitioner(s)

Mr. Gaurav Gurcharan Singh Rai, DAG, Haryana

ANOOP CHITKARA J. (ORAL)

Seeking quashing of FIR No.09, dated 19.01.2022, registered at Police Station Nangal choudhary, District Mohindergarh, under Sections 4(1), 4(1)(A) of Mines and Minerals Regulation of the Development Act, 1957 and 4 & 5 of Explosive Substances Act, 1908 as well as section 188, 304, 379, 511, 120-B IPC, the petitioner had come up before this Court by filing the present petition under Section 482 Cr.P.C.

2. Counsel for the petitioners seeks adjournment. Even earlier, the matter has been adjourned on 07 occasions on one pretext or the other.

3. Counsel for the State submits that after filing of the present petition, charges have been framed. Once judicial order has been passed and charges have been framed, it becomes mandatory to challenge judicial order which has overwritten the police report.

4. Given above, the present petition is dismissed being not maintainable with liberty to the petitioner to file fresh petition challenging the framing of charges, if so desires.

5. 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. 04.05.2023. All pending application(s), if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

May 04, 2023
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Whether speaking/reasoned:	Yes/No
Whether reportable:	No