

2023:PHHC:094851

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

CRM-M-35406-2023

Date of Decision: 26.07.2023

SUMIT SANDHU

... PETITIONER

VS.

STATE OF HARYANA

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Ms. Sharmila Sharma, Advocate
for the petitioner.

VIVEK PURI, J.(ORAL)

1. The petitioner is seeking to quash the FIR No. 301 dated 11.10.2022 under Section 174-A IPC registered at Police Station Munak District Karnal.

2. Learned counsel for the petitioner contends that the name of the petitioner has been wrongly mentioned as Ajay @ Ankit, who has been declared as proclaimed person in terms of the order dated 04.02.2020 and consequently, the aforesaid FIR has been registered.

3. On a query, learned counsel for the petitioner submits that in terms of the order dated 02.11.2022 passed by the Court of learned Judicial Magistrate 1st Class, the necessary correction in the complaint with regard to the name of accused no.4 has been allowed as it was submitted that Sumit Sandhu i.e. the petitioner and Ajay @ Ankit are the same person. However, it has been further submitted that the said order has been passed subsequent to the order vide which Ajay @ Ankit has been declared as proclaimed person and the matter is still at the stage of investigation.

4. It may be mentioned here that it shall not be appropriate to scuttle the investigation at an initial stage. In the event, there is any dispute

or controversy with regard to the identity of the person, who has been declared as proclaimed person, this aspect can also be looked into by the Investigating Agency.

- 5. No ground for indulgence is made out at this stage.
- 6 Dismissed.
- 7. However, the petitioner shall be at liberty to raise defence pleas before the Investigating Agency in accordance with law.

26.07.2023
smriti

(VIVEK PURI)
JUDGE

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