

[CRM-M-40704-2023](#) (O&M)

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH
(112-2)

[CRM-M-40704-2023](#) (O&M)
Date of decision:- 10.10.2023

Kuljinder Singh @ Gola Rai Kotia

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Randeep Singh Waraich (Rana), Advocate
for the petitioner.

Mr. Arun Luthra, DAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

[CRM-41733-2023](#)

Application is allowed as prayed for.

Order dated 14.09.2023 passed by learned Judicial Magistrate Ist
Class, Kharar, is taken on record as Annexure P-5.

[CRM-41734-2023](#)

Prayer made in the application is for advancement of the date of
hearing of the main petition, which is fixed for 31.10.2023.

Heard counsel for the parties.

The reasons given in the application for preponement cannot be
accepted, in view of the judgment of the Hon'ble Supreme Court in *Ex-Capt.
Harish Uppal Versus Union of India, 2003 (2) SCC 45*.

However, noticing that applicant-petitioner seeks withdrawal of the
main petition, the date of hearing of the main petition is advanced to today and
it is ordered to be taken on Board.

Application is allowed.

CRM-M-40704-2023

1. Instant petition has been filed under Section 439, Cr.P.C., for grant of regular bail in:-

FIR No.	Dated	Police Station	Section(s)
371	27.12.2022	City Kharar, District S.A.S. Nagar (Mohali).	452, 384, 506, 148, 149, IPC, and Section 25 of the Arms Act, 1959.

2. Counsel for the petitioner seeks and is granted permission to withdraw the petition with liberty to file a fresh petition.

3. Dismissed as withdrawn with liberty as aforesaid.

(SUVIR SEHGAL)
JUDGE

10.10.2023
Pardeep

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No