

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

221 CRM-M-48794-2019
Date of Decision: 31.05.2023

Harish Kumar Petitioner
Versus
State of Haryana and another Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Maninder Arora, Advocate
for the petitioner.

Mr. Manish Bansal, Sr. D.A.G, Haryana.

ANOOP CHITKARA, J. (ORAL)

At the outset, State counsel submits that the charges have been framed.

2. Since the judicial order has been passed which has eclipsed the police report under Section 173 CrPC, as such, the petitioner has to challenge the same.

4. Given above, the present petition filed under Section 482 CrPC for quashing of FIR without challenging the framing of charges, is not maintainable.

5. Consequently, the present petition is disposed of with liberty to the petitioner to file a petition for challenging the framing of charges, if so desire. It is made clear in case such petition is filed, the time for which the present petition was pending before this Court, shall not be counted while calculating the delay in challenging the framing of charges and the limitation will start from tomorrow. All pending miscellaneous applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

31.05.2023
Jyoti-II

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