

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.51343 OF 2019(O&M)
Date of Decision: 28-08-2023

Vishal Gupta
... Petitioner(s)
Versus
State of Punjab & another
...Respondent (s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- None for the petitioner.

Mr. Karunesh Kaushal, AAG, Punjab.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
32	28.11.2018	Vigilance Bureau, Patiala	7 of the Prevention of Corruption Act, 1988 read with Section 120-B IPC

Aggrieved by the registration of FIR captioned above, the petitioner-accused has come up before this court under section 482 CrPC for its quashing.

2. No one has put in appearance on behalf of the petitioner the last two dates. Even today, despite pass over twice, no one appeared for the petitioner.

3. Even otherwise, a perusal of the petition reveals that the petitioner seeks quashing of the FIR whereas charges have been framed and even the prosecution witnesses have been examined. It is well settled that once a judicial order framing charges has been passed, it shows application of judicial mind and such order has to be specifically challenged.

4. Accordingly, no interference is called for in the present petition and the same is hereby dismissed. However, liberty is granted to the petitioner to challenge the order of framing of charge. It is clarified that the period during which the present petition remained pending before this Court, shall not be counted for the purpose of limitation.

(ANOOP CHITKARA)
JUDGE

August 28, 2023
AK

Whether speaking/reasoned : Yes
Whether reportable : No