

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

274

CRM-M-49262-2018

Date of Decision: 19.01.2023

Sukhdev Singh @ Bhola and others

....Petitioners

Versus

State of Punjab and others

....Respondents

CORAM:HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Darshan Singh Malwai, Advocaet
for the petitioner.

Mr. H.S. Sitta, DAG, Punjab.

Mr. PKS Phoolka, Advocate
for respondent No.4.

ANOOP CHITKARA, J.

Learned State counsel as well as counsel for respondent No.4 submit that the charges have been framed.

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

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

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.

Pending applications, if any, stand disposed of.

**(ANOOP CHITKARA)
JUDGE**

19.01.2023

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Whether speaking/reasoned

Yes/no

Whether reportable?

Yes/no