

2024:PHHC:071941



120 (2nd case)

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

**CRM-M No.20812 of 2024 (O&M)
Date of decision: 21.05.2024**

Amar Prabhu Goyal and another
... Petitioners
Versus
State of Punjab and another
... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Vinod Ghai, Senior Advocate assisted by
Mr. Rajesh Sheoran, Mr. Arnav Ghai & Mr. Shivam Sharma,
Advocates for the petitioners.

Ms. Manjot Kaur, AAG, Punjab for respondent No.1.

Mr. A.K.Walia, Advocate for respondent No.2/complainant.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (*for short 'Cr.P.C.'*) for quashing of impugned order dated 02.03.2024 (P-27), passed by learned Judicial Magistrate 1st Class, Bathinda, whereby prayer for discharge of the petitioner has been rejected and went on to frame charges under Sections 120-B, 167, 430, 465, 466, 467, 471 of the Indian Penal Code, 1860 (*for short 'IPC'*) and Section 3 of the Prevention of Damage to Public Property Act, 1984 in FIR No.63 dated 29.06.2013, 167, 430, 465, 466, 467, 471 & 120-B, IPC, registered at Police Station Sangat, District Bathinda.

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- (2) Learned Counsel for the petitioners on instructions wishes to withdraw the present petition “at this stage” with liberty to raise all the pleas before learned trial Court and/or to challenge the impugned order dated 02.03.2024 (P-27) before the Revisional Court, if so advised.
- (3) Ordered accordingly.
- (4) Needless to say that for seeking personal exemption, petitioners would be at liberty to move an appropriate application before learned trial Court and the same shall be considered sympathetically, but in accordance with law.
- (5) It is clarified that above observations be not construed as an expression of opinion on merits of the case in any manner.
- (6) Pending application(s), if any, shall also stand disposed off.

21st May, 2024
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

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