

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22408-2024 (O&M)
Date of order: 06.05.2024

Sewa Singh Virk & others
... Petitioner(s)
Versus
State of Punjab and another
...Respondent (s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. Vikas Mehsempuri, Advocate
for the petitioner(s).

Ms. Swati Batra, DAG, Punjab (through VC).

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
99	17.8.2023	Sadar Patiala, District Patiala	434, 34 IPC

1. Seeking quashing of the FIR captioned above, for the reason that there is not even an iota of evidence against the petitioners-accused, they have come up before this Court by filing the present petition under Section 482 CrPC.
2. However, State’s counsel has opposed the present petition on the ground that investigation is in progress and it cannot be presumed that there is no iota of evidence against petitioners-accused.
3. Given above, petitioners’ counsel submitted that he be permitted to withdraw the present petition, provided this Court grants three liberties to the petitioners:
- i) The investigation be completed within three months;
 - ii) In case report under Section 173(2) CrPC or similar provisions is filed against the petitioners, they be permitted to file quashing petition to challenge the same;
 - iii) In case the petitioners do not challenge the police report before this Court, in that situation, they be permitted to make application(s) for

discharge before the trial Court and the trial Court shall decide the said application(s) by answering all the points raised in such application(s).

4. Considering the limited prayer(s) by the petitioners, no response is required from the State.

5. Accordingly, the present petition is disposed of, having been withdrawn, with liberties as prayed for. It is further clarified that filing and withdrawal of this petition will not come in the way of the petitioners in any manner.

(ANOOP CHITKARA)
JUDGE

May 06, 2024
AK

Whether speaking/reasoned	:	Yes
Whether reportable	:	No