

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-31439-2022
Date of Decision: 03.05.2024

Jasveer Singh alias Bittu Thind

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM:HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Akshay Chadha, Advocate
for the petitioner.

Mr. Kanav Bansal, DAG, Punjab.

Ms. Nisha Kanojia, Legal aid counsel for respondent No.2.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
98	22.06.2022	Dakha, Ludhiana Rural	406, 420 & 120B IPC

Seeking quashing of above captioned FIR, petitioner has come up before this Court by filing the present petition under Section 482 CrPC, on 20.07.2022.

2. Legal aid counsel appearing for respondent No.2 opposes the maintainability of the present petition by submitting that charges have been framed on 06.01.2024.
3. State counsel on instructions also corroborates the above said statement made by legal aid counsel.
4. Given the above contention that the charges have been framed and judicial order has been passed and report under Section 173 CrPC would merge in the said order and it is legally required to challenge the same.
5. Faced with the situation, petitioner’s counsel seeks permission to withdraw the present petition with liberty to challenge the order of framing of charges

6. Given above, petition is disposed of as withdrawn with the liberty as prayed for. It is clarified that filing and withdrawal of the present petition shall not come in the way in case, petitioner chooses to file fresh petition in accordance with law. It is made clear that 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. It is clarified that legal aid counsel shall be entitled to remuneration in accordance with law.

(ANOOP CHITKARA)
JUDGE

03.05.2024
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Whether speaking/reasoned	Yes
Whether reportable?	No