

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No. 10946 of 2024 (O&M)
Date of Decision: 01.03.2024

Avtar

..... Petitioner

Versus

State of Haryana and another

..... Respondent

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Johan Kumar, Advocate
for the petitioner.

HARKESH MANUJA, J. (ORAL)

The petitioner, by way of present petition filed under Section 482 Cr.P.C., seeks quashing of the order dated 14.02.2023 (Annexure P-6) passed by the learned Additional Sessions Judge, Palwal, whereby an order dated 16.04.2021 (Annexure P-5) passed by the Juvenile Justice Board, Palwal, summoning respondent No. 2 (Rajesh) with the aid of Section 319 Cr.P.C. as an additional accused in case FIR No. 162 dated 26.04.2019, under Sections 307 & 323 of IPC; Section 25 of Arms Act; and Section 3 of SC/ST Act, 1989, has been set aside.

[2] At the outset, learned counsel for the petitioner submits that in the trial pertaining to one of the accused, namely, Rinku, pending before the learned Additional Sessions Judge, Palwal, similar application under Section 319 Cr.P.C. has been filed to summon Rajesh son of Bachchu Singh (respondent No. 2 herein) as an additional accused, wherein notice has been issued and thus, he prays for **withdrawal** of the present petition with liberty to pursue the said application.

[3] **Dismissed as withdrawn** with the liberty, as prayed for.

March 01, 2024

'dk kamra'

**(HARKESH MANUJA)
JUDGE**

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No