

CRM-M-42700-2024

2024-PHHC:124764



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M No.42700 of 2024
Decided on: 20.09.2024.2024

Rohit Kumar ...Petitioner

Versus

State of Haryana and Others ...Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. J.S Cooner, Advocate
for the petitioner.

Mr. Vikrant Pamboo, Sr. DAG, Haryana.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
04	04.01.2022	Naggal, District Ambala	120-B, 409, 420 IPC

1. Seeking quashing of the above captioned FIR, the petitioner has come up before this Court by filing the present petition under Section 482 CrPC.
2. State counsel opposes the present petition on the ground there is a prima facie specific evidence qua the petitioners’ involvement. He further submits that the investigation is complete and police report under Section 173 Cr.P.C. has already been filed and prosecution has been launched against the petitioner alongwith other co-accused.
3. After arguing for sometime, counsel for the petitioner submits that he would be contented and satisfied if he is permitted to file an application for discharge for the reasons that there is no evidence against him. Petitioner’s counsel seeks to withdraw the present petition with a prayer that he be permitted to file a discharge application and to raise all points before the trial Court.

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4. I have also perused the petition and annexed documents and find that there might be some substance in the prayer made by the counsel for the petitioner.

5. Given above, the present petition is disposed of as withdrawn with liberty to the petitioner to file a precise application for discharge before the trial Court, but such application should not be unnecessarily lengthy and if such application is filed in that case, the concerned Court shall decide the same by passing a reasoned and speaking order and shall answer to each and every point taken up in the said application. Liberty reserved to the petitioner to come to this Court to challenge charges, if framed. Pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

20.09.2024
Sonia Puri

Whether speaking/reasoned:	Yes
Whether reportable:	No.