



CRM-M No. 51184 of 2023

268

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No. 51184 of 2023

Date of Decision: 17.09.2024

Amandeep Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

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

Mr. Jasjit Singh, D.A.G., Punjab.

ANOOP CHITKARA, J.

1. Seeking quashing of non-bailable warrants dated 24.03.2023 and 16.08.2023, the petitioner has come up before this Court under Section 482 CrPC.

2. Counsel for the petitioner has drawn attention of this Court to Annexure P-5 which reads as follows:-

"Feeling aggrieved by framing of charges in her absence, the accused has come up before this Court by filing the present revision petition under Section 401 CrPC.

The complainant is represented by his counsel and the State has also got instructions in this regard. State counsel submits that initially, the petitioner was arraigned as an accused, however, later on, in inquiry, she was not found present at the spot and accordingly, supplementary challan dated 14.10.2021 was filed, declaring her innocent.

However, a perusal of the impugned order dated 2.3.2023 reveals that there is no reference to the supplementary challan.

Given above, the impugned order is set aside. It is clarified that in case the concerned Court wants to proceed further by framing charges against the petitioner, it shall refer to the supplementary challan, vide which the petitioner was declared innocent.

Accordingly, the revision petition is allowed."



CRM-M No. 51184 of 2023

3. On the next date itself, non-bailable warrants were issued vide order dated 24.03.2023. Counsel for the petitioner submits that the petitioner is appearing on each and every date.

4. Given above, the impugned order dated 24.03.2023 whereby non-bailable warrants were issued is quashed and set aside. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

17.09.2024
Jyoti Sharma

Whether speaking/reasoned:	Yes
Whether reportable:	No.