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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-55900-2024 (O&M)
Date of decision: 14.11.2024

Damandeep alias Daman

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. D.S. Sobti, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab.

KULDEEP TIWARI, J. (ORAL)

1. Learned counsel for the petitioner submits that the case was earlier committed by the learned Illaqa Magistrate concerned finding it to be exclusively triable by the Court of Sessions, however, now the Sessions Court while drawing order dated 07.11.2024 after framing a *prima facie* opinion that Section 109 BNS, is not made out, and refer the matter back to the learned Illaqa Magistrate Ist Class, concerned.
2. Therefore, in view of the supervening events, learned counsel for the petitioner at the very outset submits that he may be permitted to withdraw the instant petition before this Court, however, with liberty to approach the learned Illaqa Magistrate concerned for the asked for relief.



2. Dismissed as withdrawn with the aforesaid liberty.

14.11.2024
Satyawar

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No