

2024:PHHC:168515



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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-59004-2024
Date of Decision: 16.12.2024

HARDEV SINGH PROPRIETOR OF M/S G.S. RICE MILL... PETITIONER

VS.

STATE OF PUNJAB AND ANOTHER.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Paras Jagga, Advocate
for the petitioner.

Ms. Swati Batra, DAG, Punjab.

ANOOP CHITKARA , J.(ORAL)

Comp No.	Dated	Title as M/s Bakshish Engg. Works, Bawa Nagar, Chandigarh Road Rajpura Tehsil Rajpura, District Patiala Vs. Hardev Singh Proprietor of M/s G.S.Rice Mill, Village Kakrala Tehsil Nabha, District Patiala
168/2020	03.03.2020	

1. Seeking quashing of aforesaid complaint and order dated 29.11.2022, the petitioner has come up before this Court under Section 482 Cr.P.C.
2. Counsel for the petitioner submits that the complaint is defective and affidavit is filed by another person and similarly signed by someone else and this fact has been proved in examination-in-chief of witness.
3. On the query of this Court, the counsel could not explain the reasons that why he did not challenge the order dated 29.11.2022 well in time and why after a gap of around two years, he approached this Court.
4. Faced with this situation, petitioner's counsel wants to withdraw the present petition with following liberty:-

1. The petitioner be granted permanent exemption;

2. He be permitted to raise all the points at the appropriate stage of trial and;

3. He should also be permitted to take up the defence under Section 315 Cr.P.C.
5. Given above, the present petition is disposed of as withdrawn.
6. Liberty reserved to the petitioner to raise all points at appropriate stage before trial Court and also appear as witness under Section 315 Cr.P.C. Petitioner is also permitted to file an application for exemption from personal appearance, if such application is filed, trial Court is requested to consider the same in accordance with law.

16.12.2024

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(ANOOP CHITKARA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No