



**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-35883-2019

Date of Decision:-09.09.2025

Raj Rewal.

.....Petitioner.

Versus

Haryana State Pollution Control Board & Anr.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Anurag Arora, Advocate for the Petitioner.

Mr. Lokesh Sinhal, Advocate for respondent no.1.

Mr. Vipul Sherwal, AAG Haryana.

JASJIT SINGH BEDI, J. (ORAL)

The prayer in the petition under Section 482 Cr.PC is for quashing of impugned order dated 05.04.2019 (Annexure P-1) passed in Criminal Complaint No.133 dated 28.05.2014 titled as Regional Officer, Gurgaon Region South, Haryana State Pollution Control Board, Panchkula Vs. Raj Ravel & Associates under Section 15 of the Environment Protection Act, 1986, by the Special Environment Court, Faridabad directing the concerned SHO to register an FIR under Section 174A of IPC.

The Counsel for the petitioner contends that original complaint bearing no.133 dated 28.05.2014 registered under Section 15 of the Environment Protection Act, 1986 itself stands quashed by this Court vide order dated 16.10.2019 passed in CRM-M-41737-2019. Therefore, the order dated 5.4.2019 directing the investigating officer to register the FIR under Section 174A IPC ought to be quashed. Once the main complaint itself stands quashed, continuation of proceedings emanating out of the FIR under Section 174A IPC would be an exercise in futility and therefore the



impugned order be quashed in the interest of justice.

The Counsel for the State, on the other hand, contends that while it is true that ,complaint no.133 stands quashed, proceedings under Section 174A are independent of the original offence and, therefore, the order dated 5.4.2019 ought not to be quashed.

I have heard counsel for the parties.

Admittedly, the original complaint no.133 already stands quashed vide order dated 16.10.2019. The impugned order dated 5.4.2019 (P-1), against which the present petition has been filed, has been passed, as the petitioner had not appeared in the original complaint no.133. Once the said original complaint itself stands quashed, the continuation of the proceedings pursuant to the order dated 5.4.2019 would be an exercise in futility and therefore to secure the ends of justice the impugned order is liable to be quashed.

In view of the above, the impugned order dated 05.04.2019 (Annexure P-1) passed in Criminal Complaint No.133 dated 28.05.2014 titled as “Regional Officer, Gurgaon Region South, Haryana State Pollution Control Board, Panchkula Vs. Raj Ravel & Associates” under Section 15 of the Environment Protection Act, 1986, by the Special Environment Court, Faridabad directing the concerned SHO to register an FIR under Section 174A of IPC, stands quashed.

(JASJIT SINGH BEDI)
JUDGE

September 09, 2025
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>