



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

231

CRM-A-2681-2019 (O&M)

Date of decision: 04.02.2026

Satya Rani

....Petitioner

Versus

Ram Chet Press Reporter and Ors

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Satvir Singh, Advocate for
Mr. Swarn Tiwana, Advocate for the petitioner

AMAN CHAUDHARY, J. (ORAL)

1. The present application has been filed under Section 372 read with Section 378 of the Code of Criminal Procedure, 1973 (hereinafter 'Cr.P.C.') seeking grant of leave to appeal against the order dated 22.11.2010 passed by learned Sub Divisional Judicial Magistrate, Amloh, vide which the complaint filed under Sections 499, 500 IPC, was dismissed and the accused were never summoned. Aggrieved thereby, a revision was filed before this Court vide Crl. Revision No. 1174 of 2011, which was withdrawn vide order dated 31.08.2012, which reads thus:

“At the very outset, learned counsel intends to withdraw the petition to enable the petitioner to avail her appropriate (alternative) remedy under the law.

Dismissed as withdrawn, with the aforesaid liberty, as prayed for.

Needless to mention that if the petitioner moves an application for condonation of delay, then the same will be considered by the concerned Court sympathetically.”

2. In pursuance to the afore order, Crl. Revision No. 82 of 10.11.2015



was preferred, however vide the impugned judgment dated 10.05.2019, the learned Additional Sessions Judge, Fatehgarh Saib, has wrongly treated the same as an appeal and dismissed it being not maintainable, inasmuch as, dismissal of a complaint prior to issuance of process does not amount to an acquittal, as the accused has not yet been summoned or put on trial and the order would not fall within the category of appealable ones as contemplated under the Code. The revision was thus maintainable.

3. In view of the above, the impugned order dated 10.05.2019 passed by learned Additional Sessions Judge, Fatehgarh Sahib is set aside and the said revision petition is restored to its original number, whereby the same be decided on its merits.

(AMAN CHAUDHARY)
JUDGE

04.02.2026
M.Kamra

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No