



214 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRM-M-57311-2023 (O&M)

Date of Decision: 22.01.2025

KIRAN BANERJEE

...Petitioner

V/S

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Karan Garg, Advocate
for the petitioner.

Mr. Vikas Bhardwaj, AAG Haryana.

Ms. Kiran Bala Jain, Advocate
for respondent No. 2.

HARPREET SINGH BRAR J. (Oral)

1. Present petition has been filed under Section 439(2) read with Section 482 of Cr.P.C. seeking cancellation of regular bail granted to respondent No. 2 vide order dated 26.06.2023 passed by learned Additional Sessions Judge, Ambala in case CIS No. 1674 of 2023-BA dated 20.06.2023 titled as '*Nvneet Kwatra Vs. State of Haryana*' in case FIR No. 268 dated 28.06.2021 registered under Sections 406, 420, 467, 468, 471 of Indian Penal Code at Police Station Baldev Nagar, District Ambala.

2. Learned counsel for the petitioner wishes to withdraw the present petition. However, he confines his prayer to the extent that some adverse remarks have been made by learned Additional Sessions Judge while passing the order dated 26.06.2023 and he further submits that these adverse remarks are recorded in para No. 6 of the aforementioned judgment and such remarks can cause serious prejudice to the case set up by the prosecution and learned Court below should have refrained from passing any such remark which can potentially prejudice the rights of either party.



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Thus, he prays that the aforesaid remarks may be expunged from the order dated 26.06.2023 passed by learned Additional Sessions Judge, Ambala.

3. In view of the above, present petition stands dismissed as withdrawn. However, the remarks contained in para no. 6 (from 8th line to 16th line) of the judgment dated 26.06.2023 passed by learned Additional Sessions Judge, Ambala are expunged.

22.01.2025
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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