134 **IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**

CRM-M-5147-2025
Date of Decision: 06.02.2025

Jyoti Madan ..... Petitioner

Versus

State of Punjab and another .....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr.Sylvester Stephen, Advocate, for the petitioner.
Mr. Tarun Aggarwal, Sr. DAG, Punjab.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for quashing of impugned order dated 18.11.2022 passed by learned JMIC, Dera Bassi, whereby, the petitioner was charge-sheeted to be tried for the offence under Sections 420 & 120-B IPC in a case FIR No.353 dated 15.09.2020, under Sections 420 & 120-B IPC, registered at Police Station Zirakpur and order dated 10.07.2024 passed by learned Sessions Judge, SAS Nagar in CRR-164-2023, wherein, learned Court has upheld the order dated 20.07.2023 passed by learned JMIC, Dera Bassi, wherein application filed by the petitioner under Section 239 Cr.P.C. for discharging liability has been dismissed.

Learned counsel for the petitioner has submitted that the petitioner filed application under Section 239 Cr.P.C. for his discharge and the same was declined by learned trial Court upholding that provisions of Section 239 Cr.P.C. could not be invoked after framing of the charges. He fairly submits that he may be allowed to withdraw order of framing of charges by way of filing of revision petition before learned Revisional Court.

SHARMILA DEVI
2025.02.07 09:38
I attest to the accuracy and
integrity of this order/judgment
PHHC

Allowed to do so.

Dismissed as withdrawn with liberty as prayed for. If any such revision is filed before learned Revisional Court, learned Revisional Court would deal with the delay part sympathetically.

(RAJESH BHARDWAJ)
JUDGE

06.02.2025
sharmila

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No

SHARMILA DEVI
2025.02.07 09:38
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