



Sr. No. 1/

2024:JKLHC-JMU:3290

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

CRMC No. 75/2017
IA Nos. 02/2017 & 01/2017 in
OWP No. 543/2017
IA No. 01/2017
CRMC No. 276/2017
IA No. 01/2017

Bhar Din and Anr.

.....Appellant(s)/Petitioner(s)

Through: Mr. M. Nadeem Bhat, Advocate.

Vs

State of J&K and ors.

..... Respondent(s)

Through: Mr. Suraj Singh, GA for R-1 to 3 in
CRMC No. 75/2017.
Mr. Koshal Parihar, Advocate for R-4 in
CRMC No. 75/2017.

Coram: HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE

ORDER

CRMC No. 75/2017

Learned counsel for the respondent Nos. 1 to 3 is directed to produce the case diary in respect of FIR No. 86/2016 of Police Station, Mahore.

Registry is directed to delink this petition from other petitions and list the same separately on 02.11.2022.

Meanwhile, interim direction, if any, to continue.

OWP No. 543/2017

Mr. M. Nadeem Bhat, Advocate enters appearance on behalf of petitioner. He seeks time to file vakalatnama on behalf of the petitioner.

Objections stand already filed on behalf of the respondents.

Let the instant petition be listed separately for consideration on 15.11.2022.

**CRMC No. 276/2017**

Through the medium of instant petition, the petitioner has challenged the order dated 29.03.2017 passed by the learned City Judge, Jammu, whereby on the basis of report dated 20.03.2017 submitted by the police, the learned City Judge has dismissed the application of complainant under Section 156(3) of Cr.P.C by observing that the police report does not confirm the occurrence.

Mr. Koshal Parihar, Advocate, who is representing the suspects in the application under Section 156 (3) Cr.P.C, which was subject matter before the learned Magistrate, has submitted that subsequently an FIR stands registered against the suspects, which they have challenged by way of petition under Section 482 Cr.P.C bearing CRM(M) No. 211/2017.

In view of the fact that the FIR stands already registered, the challenge to the order of the learned City Judge, Jammu, whereby the application of petitioner under Section 156(3) Cr.P.C has been dismissed on the basis of the report of the police, has been rendered infructuous.

The petition is, accordingly, **disposed of** along with connected IA.

(SANJAY DHAR)
JUDGE

Jammu
14.09.2022
Ram Krishan