

# **IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA**

**Cr.MMO No. 58 of 2012.**

**Date of decision: 29.6.2012.**

---

- 1. Prem Dass s/o Nagnu r/o village Kao, PO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 2. Chet Ram s/o Nikka Ram, r/o village Kao, PO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 3. Ramesh Kumar s/o Chet Ram, r/o village Kao, PO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 4. Mahesh Kumar s/o Vidya Dhar, r/o VPO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 5. Jiya Lal s/o Sobha Ram, r/o VPO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 6. Desh Raj s/o Muni Lal, r/o VPO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 7. Raj Kumar s/o Puran Chand, r/o VPO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 8. Dharamender Kumar s/o Durga Dass, r/o VPO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 9. Parma Nand s/o Madhav, r/o VPO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 10. Popu s/o Prabh Dyal, r/o VPO Kao, Tehsil Karsog, Distt. Mandi, H.P.**
- 11. Lalla Ram s/o Megha Singh, r/o village Saned, PO Kunhu, Tehsil Karsog, Distt. Mandi, H.P.**
- 12. Bhim Singh s/o Kaulu, r/o Village Sabhadu, P.O. Kao, Tehsil Karsog, Distt. Mandi, H.P.**

**.....Petitioners.**

**Vs.**

- 1. State of Himachal Pradesh through Principal Secretary (Home) to the Government of Himachal Pradesh, Shimla.**
- 2. Station House Officer, Police Station, Karsog, Distt. Mandi, H.P.**

...2...

3. **Shri Mehar Singh son of Shri Sodu Ram, r/o village and PO Kao, Tehsil Karsog, Distt. Mandi, H.P.**

.... Respondents.

---

***Coram***

**The Hon'ble Mr. Justice Kuldip Singh, Judge.**

***Whether approved for reporting?***

**For the petitioners : M/s Ramesh Sharma and Inder Sharma, Advocates.**

**For the Respondents : Ms. Ruma Kaushik, Addl. Advocate General, for respondents No. 1 & 2.**

---

**Kuldip Singh, Judge (Oral).**

This petition has been filed under Article 227 of Constitution of India read with section 482 Cr.P.C. for quashing FIR No. 140 of 2011 dated 14.10.2011, registered at Police Station, Karsog, for offence punishable under section 3(1) X of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and section 506 IPC. It has been submitted by the learned counsel for the petitioners that petitioners have been falsely implicated in the case and a submission has been made for quashing of FIR.

2. The learned Additional Advocate General has submitted that after completion of investigation, the challan has been submitted in the court of Chief Judicial Magistrate, Karsog, who committed the case to learned Special Judge, Mandi where the case is fixed on 3.8.2012. In the petition, the prayer has been made for quashing the FIR, but due to subsequent events, now the situation has changed. The police after completion of investigation has submitted the challan and the matter is pending in the court of learned Special Judge,

---

***Whether the reporters of the local papers may be allowed to see the Judgment?***

...3...

Mandi. In the petition, there is no challenge to section 173 Cr.P.C. report, therefore, in these circumstances, the FIR cannot be quashed. Hence, the petition is dismissed, so also the pending application, if any.

**June 29, 2012.**  
(*Hem*)

**( Kuldip Singh ),**  
**Judge.**