

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
2015.01.21 15:58
I attest to the accuracy and
authenticity of this document

CRM No. M-18114 of 2011 (O/M)
Date of decision : 20.1.2015

Bhajan Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Karan Bhardwaj, Advocate, for the petitioner.

Mr. Ashish Sanghi, Deputy A.G. Punjab.

Mr. Rajesh Kumar Girdhar, Advocate, for,
Mr. G.L. Bajaj, Advocate, for respondent No. 2.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

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KULDIP SINGH, J. (ORAL)

Petitioner has sought the quashing of FIR No. 103 dated 25.12.2010, registered under Sections 420, 465, 467, 468, 471 IPC at Police Station Kulghari, District Ferozepur (Annexure-P-6), alongwith all consequential proceedings arising therefrom.

Briefly stated in the FIR it is alleged that complainant, namely, Kartar Singh did not execute the agreement of sale dated 29.10.2005 and that the same is forged and fabricated by the present petitioner, who is none else than his nephew. It also comes out that on the basis of said agreement of sale, a civil suit was filed

by the present petitioner on 14.1.2006. The present FIR was registered on 25.12.2010. The copy of the judgment of the Civil Court dated 19.7.2011 (Annexure-R-2/1), passed by the Civil Judge (Senior Division), Ferozepur, shows that the suit of the petitioner was dismissed on the ground that the agreement in question is a false document. The civil and criminal remedies can go side by side. The delay in lodging the FIR is to be considered after the conclusion of trial. There is no ground to quash the FIR in question. Accordingly, the present petition is dismissed.

(KULDIP SINGH)
JUDGE

20.1.2015
sjks