

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

CRM-M-18082-2015

Date of decision: 28.5.2015

Gurjinder Singh @ Happy

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MRS.JUSTICE SNEH PRASHAR

Present: Mr.NS Dandiwal, Advocate for the petitioner

SNEH PRASHAR, J.

The instant petition under Section 482 of the Code of Criminal Procedure has been filed for quashing of First Information Report No. 44 dated 30.3.2015 Registered under Section 392 of the Indian Penal Code and Section 25/ 27 of the Arms Act at Police Station City South Moga, District Moga.

Submissions made by Mr.NS Dandiwal, Advocate have been heard.

It is submitted on behalf of the learned counsel for the petitioner that he has been falsely implicated in the present case on the statement of accused Deep. The petitioner was working as driver with the City Gas Agency situated at Gill Road, Moga. In his complaint under Section 164 Cr.P.C., the complainant had specifically stated that the petitioner was neither present at the spot nor he had inflicted any injury to him. Submitting that no role has been attributed to the petitioner and

during investigation nothing was found against the petitioner, learned counsel for the petitioner prayed for quashing of First Information Report in question.

Apparently, in the First Information Report, the complainant has specifically named Gurjinder Singh alias Happy the present petitioner. He was the driver of the car. The petitioner accompanied the other accused Dheeraj alias Raju and Deep in committing the robbery. They snatched the bag from the complainant in which Rs.20,000/-, driving licence and Aadhaar Card of the complainant were lying. Charges are yet to be framed.

In view the facts and circumstances of the case, in the considered opinion of this Court, no case for quashing of First Information Report in question is made out at this stage. As such, the present petition being devoid of any merit is dismissed.

However, anything stated hereinabove shall have no bearing on the merits of the case.

28.5.2015
gsv

(SNEH PRASHAR)
JUDGE