

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

**CRM-M No. 24799 of 2011 (O&M)
Date of Decision: 17.11.2015**

Jatinder Kumar

..... Petitioner

Versus

State of Punjab and Others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Nitin Thatai, Advocate
for the petitioner.

Mr. Mikhail Kad, AAG, Punjab
for respondent No. 1/State.

Mr. Anil Chaudhary, Advocate
for respondent No. 2.

Mr. Joginder Sharma, Advocate
for respondent Nos. 3 and 4.

JASWANT SINGH, J. (ORAL)

The petitioner-accused is seeking the quashing of FIR No. 41, dated 19.03.2011 (**Annexure P-8**) for offences punishable under Sections 465, 467, 468, 471 and 120-B of the Indian Penal Code, registered at Police Station Sadar, District Ludhiana and all subsequent proceedings arising therefrom.

The petitioner claims himself to have been inducted as a tenant in the demise shop by the original tenant-Ravneet Pal Singh (respondent No. 2 herein) by virtue of a partnership deed dated 21/31.03.2009 (Annexure P-2) between Ravneet Pal Singh and the petitioner.

It is not in dispute that M/s Sukhmani Tyres through Ravneet Pal Singh, sole proprietor was inducted as a tenant by the landlord of demise shop, namely, Manjit Kaur (respondent No. 3 herein) vide rent note dated 01.01.2009. It is also not disputed that charges have been framed against the petitioner.

The present petition has been filed by the petitioner-Jatinder Kumar, seeking quashing the aforesaid FIR, lodged by the landlord-Manjit Kaur with the allegations that in original rent note dated 01.01.2009, which was executed between her and Ravneet Pal Singh, a tampering has been made in Clause-9, whereby subsequently it was added that the tenancy could be extended beyond eleven months by the successor or assignee by the tenant.

After hearing learned counsel for respondent Nos. 3 and 4 and examining the photocopy of the original rent note, it is apparent that there has been a tampering in Clause-9 of rent note dated 01.01.2009 by way of addition of the aforesaid lines. Therefore, no case of quashing the aforesaid FIR is made out.

The present petition is accordingly dismissed.

November 17, 2015

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(JASWANT SINGH)
JUDGE