

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

CRM-M-26382 of 2015 (O&M)

Date of decision : 18.8.2015

Neelam Bhandari

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Manoj Chahal, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

The quashing of FIR No.26 dated 12.2.2015 under Section 409 IPC registered at Police Station Navi Baradari, Jalandhar City has been prayed for in the instant petition.

Learned counsel for the petitioner contends that the petitioner was working as Superintendent in the Passport Office, Jalandhar on the basis of complaint made by Regional Passport Officer, Jalandhar. The impugned FIR has been registered against the petitioner. He further contends that allegations even if taken to be true, no cognizable offence is made out and only disciplinary proceedings can be initiated. The allegation against her are that the petitioner while leaving the country, took away with her the official resources which were allotted to her for the discharge of official duty i.e. dongle and Identity Card.

I have heard learned counsel for the petitioner.

The FIR was registered on 12.2.2015 absentia. The petitioner has not yet joined the investigation. The case is at initial stage of investigation. It is well settled that during the pendency of the investigation, the FIR cannot be quashed.

Similar view was taken by this Court in *Sultan Singh Vs. State of Haryana 1996(2) CLJ (Criminal) 142* in which it is held that Court is not justified in embarking upon an enquiry as to the reliability or genuineness of allegations made in FIR or the complaint on the basis of evidence collected during investigation.

In view of the above, the present petition deserves to be dismissed at this stage.

Dismissed.

18.8.2015
Meenu

(JITENDRA CHAUHAN)
JUDGE