

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

Crl.Misc.No.M-30807 of 2014

Date of decision : 10.4.2015

Balraj Singh Takhar

....Petitioner

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present : Mr.Sudhir Sharma, Advocate
for the petitioner.

.....

MAHESH GROVER, J.

Learned counsel for the petitioner states that he does not wish to place on record any document.

The petitioner prays for quashing of FIR No.167 dated 22.12.1998 under Sections 420, 465, 471 and 120-B IPC registered at Police Station Division No.6, Jalandhar on the ground that the allegations against him are false.

A perusal of the FIR would show that the petitioner used his fiduciary relationship with the complainant to first get a power of attorney from her in his favour and then acted upon it in a manner detrimental to the executor and sold off properties on the basis of forged documents after the petitioner had allegedly enjoyed fruits of the same.

Learned counsel for the petitioner contends that on an earlier occasion also a prayer for quashing of the FIR had been made in which petition proceedings were stayed but then a statement was made that the matter has been resolved between the parties and a petition for quashing on the basis of compromise would be filed separately. This resulted in the petition for quashing of proceedings being withdrawn with liberty to file a fresh petition on the basis of compromise.

No such petition was filed and rather the instant petition has been filed with a similar prayer as made in the earlier petition.

I have heard the learned counsel for the petitioner and have noticed the aforesaid facts as also the fact that the FIR clearly discloses commission of an offence which would be a bar for this court to proceed under the provisions of Section 482 Cr.P.C. to quash the same.

Petition dismissed.

10.4.2015
dss

(MAHESH GROVER)
JUDGE