

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

CRM-M-36970 of 2012 (O&M)
Date of decision: 23.09.2015

Surinder Singh Saini and another ...Petitioners

Versus

State of Punjab and another ...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Ranjan Lakhanpal, Advocate for the petitioners.
Mr. Shilesh Gupta, Addl. Advocate General, Punjab.
Mr. S.S. Dalal, Advocate for the complainant.

Rajan Gupta, J.

In the present petition under section 482 Cr.P.C., petitioners have sought quashing of FIR No.140 dated 01.08.2012, registered against the petitioners under section 420 IPC at Police Station City Kharar.

Learned counsel for the petitioners has vehemently contended that petitioners have been falsely implicated in the case. In fact, registration of case against them amounts to abuse of process of law.

Prayer has been opposed by State counsel. According to him, there are serious allegations against the petitioners. No case for interference in inherent jurisdiction is made out.

FIR was lodged by Rajesh Kumar Sharma. He alleged that he had entered into an agreement with Surender Singh Saini for construction of work of 14 storeyed flats. Accused had not adhered to the agreement and cheated them of Rs.68.00 lacs. He earlier entered into a

compromise but failed to adhere to same. Pursuant to the complaint, a preliminary enquiry was conducted. Investigating agency came to the conclusion that a case was made out. After investigation, challan was presented before the competent court.

Pleas raised before this court are purely factual in nature. Same can be decided only on the basis of evidence. Thus, no case for interference in inherent jurisdiction is made out.

Dismissed.

(RAJAN GUPTA)
JUDGE

23.09.2015
'Rajpal'