

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

CRM-M No.10196 of 2016 (O&M)

Date of Decision: 22.03.2016

Nirmal Singh

..... Petitioner

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Sudesh K. Khurcha, Advocate for the petitioner.

JASWANT SINGH, J. (Oral)

The petitioner/accused-Nirmal Singh has invoked the jurisdiction of this Court under Section 482 Cr.P.C. for quashing the FIR No.13 dated 09.04.2015, under Sections 419, 420, 465, 467, 468, 471, 120-B of the Indian Penal Code, registered with Police Station N.R.I. Moga.

From the pleadings, it is apparent that the complainants/aggrieved persons are the NRIs and hold rights in the land in question as mortgagees. Similar is the status of the petitioner/accused-Nirmal Singh in the other land mortgaged by the same mortgagor many years back. The allegation in the FIR pertains to the transfer of the land held by the complainants as mortgagees in favour of the wife of petitioner/accused-Nirmal Singh by committing an offence of impersonation by producing Dalip Kaur as Gangi (mortgagor), when factually the said Gangi had already died.

There are four instruments alleged to have been registered on 03.03.2014 at the Office of Sub Registrar, Baghapurana, District Moga.

Learned Counsel for the petitioner heard at length.

On the basis of the allegations, the cognizance has been taken and the FIR has been registered. The petitioner has sought the quashing of the FIR simply on the basis of bald averments and the pleadings claiming his innocence, which is a subject matter of proper investigation and, therefore, without any tangible material, no interference is warranted at this stage by invoking the jurisdiction under Section 482 Cr.P.C.

In view of the above, the present petition stands dismissed.

March 22, 2016
Gagan

(JASWANT SINGH)
JUDGE