

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM M-20625 of 2016

Date of Decision: July 8, 2016

Gurpreet Kaur and others

.....Petitioners

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

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Present:- Mr.B.S. Baath, Advocate
for the petitioners.

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M.M.S. BEDI, J. (ORAL)

Petitioners were booked in FIR No. 50 dated June 1, 2015, under Sections 420, 120B IPC registered at Police Station Mehta, District Amritsar, at the instance of Bikramjit Singh alleging that he had been cheated of a sum of Rs.8 lacs by the petitioners with a promise to send him abroad.

The present petition has been filed by the petitioners for quashing of the proceedings claiming that the matter has been compromised.

On asking of the Court, counsel informs that the challan has not yet been presented and the case is still under investigation.

Notice to Advocate General, Punjab.

On the asking of the Court, Ms.H.K. Athwal, DAG, Punjab, accepts notice. Copy given.

Since the investigation is at initial stage, it will always be open to the complainant to get his supplementary statement recorded regarding any subsequent event and his willingness not to proceed against the petitioners. If any statement is voluntarily offered by the complainant, the investigation officer shall take the same into consideration as per the requirement of Section 163 (2) Cr.P.C. Any statement made by any other person in said context may also be recorded. If the prosecution agency is satisfied that further investigation, presentation of challan and trial, on the basis of the subsequent event i.e. the supplementary statement of respondent No.2 regarding the matter having been amicably resolved will be a futile exercise, it will be open to the said agency to file the cancellation report. The complainant in said circumstances, on receipt of notice may submit no objection before the Court of competent jurisdiction.

Disposed of with the above said observations.

It will be appreciated in case the above said process is completed within a period of three months after the receipt of certified copy of the order.

July 8, 2016
sanjay

(M.M.S.BEDI)
JUDGE