

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-24564-2016 (O&M).

Jasvir Kaur and another
VERSUS

.. Petitioner(s)

State of Punjab and another

.. Respondent(s)

* * *

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

* * *

PRESENT Mr.Z.S. Chouhan, Advocate, for the petitioners.

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

Quashing of FIR on the basis of compromise has been prayed for.

The FIR was registered on 3.8.2015, on the allegation of respondent No.2, to the effect that the petitioners had cheated the complainant of a sum of Rs.2,80,000/- on the pretext of sending her husband from Greece to Italy. An affidavit of the complainant has been placed on record to indicate that the matter has been compromised as she has received sum of Rs.2,80,000/-.

I have considered the facts and circumstances of the case and I am of the opinion that as the case is at initial stage of investigation and challan has not yet been presented, it is always open to the investigating agency to record the supplementary statement and further investigate the matter and form an opinion regarding the culpability of the petitioners on the basis of subsequent events.

Notice to the Advocate General, Punjab.

On asking of the Court, notice has been accepted by Ms.H.K.Athwal, DAG., Punjab, present in the Court. Copy given.

This petition is disposed of with a direction that in case the complainant and other material witnesses appear before the investigating officer within a period of one month and get their supplementary statements recorded, it will be open to the investigating agency to form an opinion not to present challan against the petitioners and file cancellation report which can be dealt with in accordance with law by presenting the same before the Illaqua Magistrate.

(M.M.S. BEDI)
JUDGE

July 22, 2016.