

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Amrinder
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Sr. No. 245

CRM-M-7299-2014 (O&M)

Date of decision : 23.09.2016

Vishal Kumar @ Shalu and others

..... Petitioners

Versus

State of Punjab

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present: Mr. Vijay Lath, Advocate
for the petitioners.

Mr. P.S. Paul, DAG, Punjab.

AJAY TEWARI, J (Oral)

This is an application for quashing of the FIR No.109, dated 06.10.2012, registered under Sections 420 of the IPC and Section 24 of the Emigration Act, 1983 at Police Station Nangal, District Rupnagar, Punjab and all subsequent proceedings arising out of said FIR.

As per the FIR secret information was received by the police that the petitioner along with Prince Kaushal and Raman Aggarwal were in the business of duping people and taking money from them to send them abroad.

Learned counsel has argued that apart from the secret information

no material has surfaced against the petitioners (though material has surfaced against Prince Kaushal and Raman Aggarwal).

As per the reply, this fact is corroborated because it is mentioned that some victims have given testimony against Prince Kaushal and Raman Aggarwal but no body has deposed against the present petitioners. Learned DAG has accepted that even after reply has been filed till date no person has come to depose that petitioners have taken money to send him abroad.

Consequently, the present petition is allowed and FIR No.109, dated 06.10.2012, registered under Sections 420 of the IPC and Section 24 of the Emigration Act, 1983 at Police Station Nangal, District Rupnagar, Punjab and all subsequent proceedings, emanating therefrom, are quashed qua the petitioners.

September 23, 2016
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No