

CRM-M-32439-2014(O&M)

Date of decision: 08.12.2017.

Paramvir Singh @ Happy

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. M.S.Sachdev, Advocate, for the petitioner.

Mr. A.S.Gill, Sr. DAG, Punjab

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for quashing of FIR No.97, dated 25.06.2013 under Sections 406, 420, 120-B of IPC, registered at Police Station Division No.6, Jalandhar, District Jalandhar and all other subsequent proceedings arising therefrom.

This petition was filed in 2014 and it was ordered that framing of the charges, if any, shall be subject to the final decision of the present petition.

A perusal of the last order shows that no one has appeared on behalf of the respondent No.2- complainant.

Reply by way of affidavit of Assistant Commissioner of Police, Model Town, Jalandhar has already been filed and as per this reply, during the enquiry, the police found that Sukhwinder Singh, father of the petitioner has committed a fraud with the complainant and had sought time to return the money within a week.

Learned counsel for the petitioner further submits that father of the petitioner is not traceable as he has been declared a proclaimed offender.

In view of the same, the present petition is disposed of by granting liberty to the petitioner to raise all the pleas/ defences before the trial Court at the time of arguments on the framing of charge.

It is made clear that the trial Court will pass a detailed order considering the documents submitted by the petitioner in this respect.

Disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

08.12.2017
Hemlata

Whether speaking/reasoned	Yes / No
Whether reportable	Yes / No