

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

CRM-M-95-2017

Date of Decision: 09.02.2017

Satish Kumar

.....Petitioner

vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Raj Kumar Gupta, Advocate,
for the petitioner.

Mr. R.S. Randhawa, Addl. A.G., Punjab.

Mr. G.S. Jaspal, Advocate,
for the complainant.

AMOL RATTAN SINGH, J. (ORAL)

Pursuant to the order dated 06.01.2017, learned State counsel, on instructions from ASI Baljit Singh, who is present in Court to assist him, submits that the petitioner has joined investigation, however, he has not returned the money alleged to have been taken by him from the complainant, for the sale of a truck to the complainant, but as per the allegations made in the complaint, the truck was not formally transferred with the petitioner allegedly having kept Rs. 2.25 lacs/Rs. 2.5 lacs given to him as consideration for the sale of truck.

Learned counsel for the petitioner submits that in fact the petitioner has filed a civil suit seeking annulment of the agreement set up by the complainant in respect of the sale of the truck, on the ground that he had

never actually entered into any such agreement.

Learned counsel for the complainant, on the other hand, submits that even the tyres etc. of the truck were got changed by the complaint which could prove that there was actually a sale of the truck to him.

Without making any comment on the aforesaid contentions of both learned counsel, which would be subject matter of the investigation or/and the civil suit, at this stage, without may be any substantial evidence with regard to whether the agreement in question took place or not, I see no reason to vacate the order dated 06.01.2017.

Consequently, in view of the above, the order dated 06.01.2017 passed by this Court is made absolute, on the same terms and conditions.

The petition is disposed of accordingly.

(AMOL RATTAN SINGH)
JUDGE

February 09, 2017

nitin

Whether speaking/reasoned

Yes

Whether Reportable

No.