

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-10061 of 2018
Date of Decision: March 09, 2018

Gurbachan Singh

.....Petitioner

versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Harmanjit Singh Thiara, Advocate
for the petitioner

Sudhir Mittal, J. (Oral)

The petitioner seeks quashing of summoning order dated 17.11.2017 (Annexure P-2) as well as Complaint No. COMI/209 of 2014 dated 04.08.2014 titled as *Surjit Singh vs. Raminder Pal Singh* (Annexure P-1).

The said complaint has been filed with the allegations that the petitioner and others took money from the complainant with the promise of sending his daughter to Canada on a work visa, but neither visa was provided nor money was returned.

Learned counsel for the petitioner contends that the petitioner is an old person aged about 76 years and that he has no connection with the firm of his son which was doing the work of immigration. It is further submitted that a complaint was filed to the police but the police has found the petitioner innocent vide its report dated 22.10.2017 (Annexure P-7).

I have heard learned counsel for the petitioner and with his assistance have gone through the record of this case. The complaint (Annexure P-1) specifically names the petitioner and it is alleged therein that the petitioner also took money and was in touch with the complainant regarding delivery of visa. In this

view of the matter, it can not be said that no offence is made out on bare reading of the complaint or that the complaint is an abuse of the process of law. Whether the petitioner was associated with the working of the immigration company being run by his son or not, will be decided after trial and, therefore, I am unable to accept the submissions made by learned counsel for the petitioner.

There is no merit in this petition and the same is dismissed.

[SUDHIR MITTAL]
JUDGE

After the order was dictated in the open Court, learned counsel for the petitioner prays for permission to withdraw the present petition at this stage.

The prayer is accepted and the petition is dismissed as withdrawn.

March 09, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No