

CRM-M-16253 of 2015

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-16253 of 2015
Date of Decision: 03.08.2018

Jaswinder Singh and others

....Petitioners

Versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. R.S. Chauhan, Advocate, for the petitioners.
Mr. Amandeep S. Gill, DAG, Punjab.
Mr. Vijay Rana, Advocate, for respondent No.2.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 482 Cr.P.C. prayer has been made for quashing complaint No.2053 of 21.12.2013 (Annexure P-4) under Sections 419, 420, 467, 468, 506 and 120-B/34 IPC pending in the Court of learned Judicial Magistrate Ist Class, Phagwara, and summoning order dated 17.11.2014 (Annexure P-5).

In nutshell, respondent No.2 – Kirpal Singh filed complaint (Annexure P-4) against the petitioners under aforesaid Sections with the allegations that he never sold khasra No.357, measuring 8 kanals to the petitioners vide sale deed dated 31.12.2007, while selling 66 marlas of land comprising other khasra numbers. Petitioners manipulated the sale deed and fraudulently got inserted khasra No.357 in the sale deed and in this way cheated the complainant. After recording preliminary evidence, petitioners were summoned vide order dated 17.11.2014 (Annexure P-5).

In compliance of order dated 26.07.2018, original sale deed has been produced for perusal of this Court. On perusal of the same, it is clearly evident on the record that there is no manipulation or forgery in the same.

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Learned counsel for respondent No.2 has not been able to point out any such malicious act on the part of the petitioners after perusing the original sale deed.

In view of above, petition is allowed. Impugned complaint is quashed and summoning order is set aside.

August 03, 2018
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned	Yes/No
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Whether Reportable	Yes/No
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