

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

CRM-M-29535-2018 (O&M)

Date of Decision:- 17.7.2018

Omwati

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Kunal Dawar, Advocate, for the petitioner.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 185, dated 25.10.2017, under Sections 420, 406, 467, 468, 471, 120-B IPC, Police Station Tigaon, District Faridabad.

It has been submitted by learned counsel for the petitioner that in fact an identical FIR which is in fact verbatim same was lodged against the present petitioner by Mr. Shashi Sehgal who is a cousin of the present complainant and that although the said FIR had been partly quashed against some of the accused but investigation in the same is still continuing. It has further been submitted that lodging of the present FIR is an abuse of process of law as the same virtually amounts to lodging of a second FIR for the same offences.

The petition is disposed of with a direction to the Investigating Officer to look into the earlier FIR as well and in case the allegations leveled in the earlier FIR are found to be the same and pertaining to the same offence as alleged, then to take necessary steps in accordance with law before filing a final report so that the petitioner is not unnecessarily harassed and is not prosecuted twice for the same offence.

The petition stands disposed of at this stage with the aforesaid directions.

July 17, 2018
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(Gurvinder Singh Gill)
Judge

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