

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-32107-2017

Date of Decision:04.07.2018

Mahender Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Mr. Naresh Jain, Advocate,
for the petitioner.**

**Mr. Tanvir Joshi, A.A.G., Punjab,
for respondent Nos.1 to 4.**

**Mr. Sunil K. Nehra, Advocate,
for respondent Nos.5 and 6.**

HARI PAL VERMA, J.(Oral)

Petitioner has filed the present petition under Section 482 Cr.P.C. for issuance of appropriate direction to respondent No.2 to submit the status report in case FIR No.80 dated 01.03.2017 under Sections 420/120B IPC, registered at Police Station Zirakpur, District S.A.S. Nagar.

As per FIR, the complainant who is running a Karyana shop in the name and style of “Mohinder Singh Arvinder Singh Karyana Merchants” at SCO No.412, Zirakpur Chandigarh Ambala Road since 1972 had given an amount of ₹50 lacs to the respondents-accused, who projected themselves as highly professional dealers in sale and purchase of properties in North India. They boasted healthy financial worth and communicated

that they have a corporate office in the name and style of Shakti Group of

Companies, Zirakpur and their office is at M/s Ambala Furniture, Ambala-Chandigarh Road near J.P. Hospital, Zirakpur. The petitioner-complainant paid ₹50 lacs to the aforesaid persons and a formal receipt thereof was issued and signed by respondent Nos.5, 6 and 7 on 09.05.2014. Out of the aforesaid amount, ₹7 lacs were paid to them through RTGs, whereas ₹43 lacs were paid in cash. The said deal was witnessed by one Jagdev Singh, resident of village Pabhat, Zirakpur. In order to make payment of the aforesaid amount, the complainant had to take loan from Fullerton India Credit Company Limited. However, after receipt of the said amount, the trio i.e., respondent Nos.5, 6 and 7 entered into an agreement with one Rajeev Kumar, authorised signatory of M/s Stride Infracon Private Limited.

The solitary grouse of the petitioner in the instant petition is that despite the FIR having been registered on 01.03.2017, the official respondents have not conducted the investigation in the case for which the petitioner is unnecessarily suffering recurring loss. The picture projected by the accused was aimed at to deceive the petitioner.

Considering the fact that the investigation was not conducted despite the FIR being registered on 01.03.2017, this Court vide order dated 03.07.2018 had directed the Senior Superintendent of Police, Mohali, to remain present to assist the Court.

Pursuant thereto, Mr. Kuldeep Singh, Senior Superintendent of Police, Mohali, has appeared in the Court and has assured that he will personally look into the matter.

Learned State Counsel on instructions from HC Gurpreet Singh states that in the aforesaid FIR, a Special Investigation Team has been constituted, which would be headed by S.P. (Security) and efforts will be

made to complete the investigation expeditiously preferably within a period of one month from today.

With the assurance so made by the respondent-State, the present petition is disposed of at this stage with a direction to the official respondents to expedite the investigation and complete the same preferably within the period of one month, as suggested.

The petition stands disposed of accordingly.

July 04, 2018
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(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No