

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

CRM-M No.33459 of 2017

Date of decision: 16.05.2018

Mohit Aggarwal @ Mohit Kumar

....Petitioner

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Ms. Bhagyashri, Advocate
for Mr. Narender Singh, Advocate
for the petitioner.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for quashing of FIR No.1279 dated 26.11.2016 (Annexure P-8) registered under Sections 380, 420, 467, 468, 471 and 120-B IPC at Police Station Karnal City, Karnal and all consequential proceedings arising therefrom.

Counsel for the petitioner, at the very outset, has submitted that in a petition i.e. CRM-M No.31056 of 2017, filed by co-accused of the petitioner, the following order has been passed by this Court on 10.05.2018:-

“Prayer in this petition is for quashing of FIR No.1279 dated 26.11.2016 (Annexure P-8), under Sections 380, 420, 467, 468, 471 and 120-B of IPC registered at Police Station Karnal City, Karnal and all consequential proceedings arising therefrom.

On 25.08.2017, while issuing notice of motion, it was observed that the notice was issued only to the limited extent of getting status report, for 05.12.2017. Thereafter, the status report by way of affidavit of Deputy Superintendent of Police, State Crime Branch, Kurukshetra has been filed and as per para 7 of the

preliminary objection, it is stated that the Director General of Police, Haryana, Panchkula, vide office order No. 1481-82- A/Special Cell dated 30.06.2017, has transferred the investigation to the State Crime Branch, Kurukshetra for further investigation.

In view of the above, the present petition is disposed of, granting liberty to the petitioner to file a fresh petition, after a report under Section 173 Cr.P.C. is submitted before the Illaqa Magistrate.”

Counsel for the petitioner has further submitted that the present petition be also disposed of in the same terms as in CRM-M No.31056 of 2017.

In view of the above, this petition is also disposed of granting liberty to the petitioner to file a fresh petition, after the report under Section 173 Cr.P.C is submitted before the Illaqa Magistrate.

(ARVIND SINGH SANGWAN)
JUDGE

16.05.2018
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No