

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

243

CRM-M-6224-2016 (O&M)

Date of Decision: February 12, 2018

Gurdev Singh

.....Petitioner(s)

versus

State of Punjab and another

.....Respondent(s)

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Anupam Bhanot, Advocate
for the petitioner.

Mr. Amandeep Singh Gill, Sr. DAG, Punjab.

Sudhir Mittal, J. (Oral)

The petitioner seeks quashing of FIR No.160, dated 29.10.2014, registered at Police Station Sarhali, District Tarn Taran, under Sections 420 and 120-B IPC.

2. According to allegations in the FIR, the petitioner is stated to have retained a cheque of Rs.2 lacs, issued from the M.P. fund for the benefit of the Gram Panchayat of village-Sheorn and demanded money from the Gram Panchayat for handing over the said cheque.

3. Learned counsel for the petitioner has drawn the attention of the Court towards joint statement of two members of the Panchayat of village-Sheorn (Annexure P-3), wherein it is recorded that at the time, the cheque was

handed over to the petitioner, the same was time barred. In this view of the matter, the petitioner could not have demanded money for handing over the cheque in dispute since it was time barred.

4. Accordingly, I am of the view that the registration of FIR amounts to abuse of the process of law and thus, FIR No. 160, dated 29.10.2014, registered at Police Station Sarhali, District Tarn Taran, under Sections 420 and 120-B IPC and all other consequential proceedings arising therefrom, are hereby quashed.

5. Petition stands disposed of.

February 12, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned :	Yes
Whether Reportable :	No