

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CrI. Misc. No. M-9757 of 2017
Date of Decision: March 08, 2018

Mohammad Hasan

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. Farukh Abdullah, Advocate for the petitioner

Sudhir Mittal, J. (Oral)

The present petition has been filed for quashing of the FIR No. 186 dated 10.11.2017 registered under Sections 323, 34, 429, 506 IPC and Sections 25, 54 of the Arms Act, 1959 at Police Station Bichhore, District Nuh, Mewat.

The contention is that the FIR is totally false and has been registered to pressurize the petitioner to withdraw FIR No. 185 dated 10.11.2017. Representation dated 16.11.2017 (Annexure P-2) has also been submitted before respondent No. 3 but no action has been taken thereupon.

The FIR cannot be quashed on the ground that it is a counter blast to an earlier FIR filed by the petitioner. The truth can only be determined after trial and, thus, there is no ground for quashing the FIR. The petition is accordingly dismissed.

However, keeping in view the fact that representation dated 16.11.2017 (Annexure P-2) is still pending before respondent No. 3, I deem it just and appropriate to direct the said respondent to consider the allegations made therein and take appropriate action in accordance with law within a period of four weeks from the date of receipt of a certified copy of this order.

March 08, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No