

Crl. Misc. No. M-5807 of 2019

Date of Decision: February 07, 2019

Naresh Kumar @ Naresh

.....Petitioner

versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. S.S. Gill, Advocate
for the petitioner

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Sudhir Mittal, J. (Oral)

The petitioner seeks quashing of FIR No. 23 dated 10.01.2019 registered at Police Station Kaithal City, District Kaithal under Sections 406, 420 IPC.

Learned counsel for the petitioner submits that the petitioner is only an Agent of the Company with which the complainant deposited money. Being a paid hand, he has no liability in the matter and, thus, registration of the FIR against him is an abuse of the process of law. He further submits that a representation dated 17.10.2018 (Annexure P-5) has been submitted before the Superintendent of Police, Kaithal, informing him that he has no liability in the matter and that the owners of the Company are absconding.

I am not satisfied with the submissions of learned counsel for the petitioner that the FIR deserves to be quashed as it does not reveal any offence by the petitioner. However, keeping in view the fact that a representation dated 17.10.2018 (Annexure P-5) is pending before the Superintendent of Police, Kaithal and the challan has not yet presented, I deem it appropriate to dispose of the present

petition with direction to the Superintendent of Police, Kaithal, to keep the representation dated 17.10.2018 in view while presenting the challan in the FIR.

February 07, 2019

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**[SUDHIR MITTAL]
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No