

In the High Court of Punjab and Haryana at Chandigarh

135

CRM-M-23218-2019 (O & M)

Date of Decision: 20.05.2019

MOHINDER PAL AND OTHERS

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. P.K.Kataria, Advocate
for the petitioners.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioners are seeking quashing of FIR No.63 dated 11.04.2017 under Sections 420, 465, 467, 468, 471 and 120-B IPC registered at Police Station City Moga.

Learned counsel for the petitioners contends that after registration of the FIR, the petitioners had been found innocent in the inquiry conducted by Superintendent of Police (Investigation), Moga. He also contends that the petitioners have not taken any benefit of the power of attorney which they are alleged to have fabricated.

Heard.

It is apparent from the perusal of the FIR that allegations against the petitioners are that they had prepared a fake power of attorney to grab the shop of the complainant by forging signatures of the complainant and others through a Notary Public. The signatures of the

complainant and others are stated to have been compared with their signatures obtained from the record of Allahabad Bank and it was found that their signatures did not match.

In the wake of such allegations, I do not find any ground to quash the FIR. Mere fact that the petitioners have been found innocent in the inquiry conducted by SP (Investigation) would not be construed that there is no prima facie case against the petitioners. The afore-noted allegations against the petitioners do constitute a prima facie case which is the only requirement to be seen at this stage.

Consequently, I do not find any merit in the petition and the same stands dismissed.

However, nothing observed hereinbefore shall be construed to be any expression on the merits of the case. It is only for expressing opinion with regard to the prima facie case against the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

May 20, 2019
A.Kaundal

Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No