

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

CRM-M-24843-2019

Date of decision-01.10.2019

Baljit Mahajan and others

...Petitioners

Vs.

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Prateek Sodhi, Advocate for the petitioners.

Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ, J.

This petition has been filed by the petitioners for quashing of FIR No.1352 dated 03.10.2018 under Sections 406 and 506 of Indian Penal Code, 1860 registered at Police Station Panipat City, District Panipat.

On 29.05.2019, the following order was passed:-

“Learned counsel for the petitioners contends that on account of business transactions dispute regarding payment erupted between the petitioners and the complainant, which resulted into a complaint dated 24.6.2016 (Annexure P-1). It is contended that the said dispute ended into a compromise and a sum of Rs.5,00,000/- was paid and after recording statement of the complainant before the concerned Police Authority, the complaint was consigned to record room. It is further contended that the impugned FIR No.1352 dated 03.10.2018, under Sections 406 and 506 IPC, echos the voice of the first complaint, which has been lodged at

Panipat. It is contended that the impugned FIR is patently an abuse of process of law, wherein the previous complaint and compromise between the parties have been concealed.

Notice of motion for 01.10.2019.

In the meantime, the proceedings pursuant to the impugned FIR be kept in abeyance.”

In response, reply by way of an affidavit of Vijender Singh, HPS, Deputy Superintendent of Police, City, Panipat on behalf of respondent Nos.1 to 3 has been filed in the Court and the same is taken on record. Copy thereof has been supplied to counsel opposite.

In the reply, it is mentioned that after completion of investigation, a cancellation report is prepared and it is likely to be filed before the Court of competent jurisdiction in a short period. Learned State counsel on instructions from ASI Sethanpal states that the said report would be filed within eight weeks.

In view of the reply and the statement made by learned State counsel, learned counsel for the petitioner does not press this petition at this stage.

Dismissed as not pressed at this stage.

01.10.2019

vanita

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No