

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

162

**CRM-M-42497-2019 (O&M)
Date of Order:04.10.2019**

MANGAT RAM SAINI

..Petitioner

Versus

STATE OF HARYANA AND ANOTHER

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Baljit Beniwal, Advocate, for
Mr. Keshav Partap Singh, Advocate,
for the petitioner.

ANIL KSHETARPAL, J(Oral)

Petitioner prays for quashing of FIR No.247, dated 24.06.2019, registered under Sections 420/467/468/471/120-B IPC, at Police Station City Jhajjar, District Jhajjar.

Learned counsel for the petitioner submits that a civil suit is pending between the parties and the petitioner is a bonafide purchaser, hence FIR could not have been registered.

Pendency of civil suit is not a bar to initiation of criminal proceedings. As per the FIR, a forged and ante-dated agreement to sell has been prepared in favour of the petitioner. The disputed question of facts cannot be adjudicated upon in the proceedings in a petition under Section 482 Cr.P.C.

Hence, the petitioner is relegated to his alternative remedy.

Disposed of accordingly.

October 04, 2019

nt

Whether speaking/reasoned

Whether reportable

**(ANIL KSHETARPAL)
JUDGE**

: Yes/No

: Yes/No