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

CRM-M-51653-2021

Date of decision : 10.12.2021

Balpreet Singh Samra

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. A.S. Rai, Advocate for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 of Cr.P.C. for quashing of FIR No.90 dated 11.09.2021 (Annexure P-1) registered under Sections 420, 120-B of the Indian Penal Code, 1860 at Police Station Maloud, District Khanna.

Learned counsel for the petitioner has submitted that the petitioner was minor at the time when the agreement dated 13.04.2009 was entered into and has further submitted that the present dispute is civil dispute and even with respect to the earlier complaint, a report dated 20.05.2021 was submitted by the Deputy Superintendent of Police stating that it was the civil dispute between the parties.

Learned counsel for the petitioner has submitted that the

petitioner would be satisfied in case all the documents which are annexed with the present petition are considered by the Investigating officer before submitting final report under Section 173 of Cr.P.C.

Notice of motion.

On advance notice, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of the State and has submitted that he has no objection in case the Investigating Officer is directed to consider all the documents which are annexed with the present petition before submitting final report under Section 173 of Cr.P.C..

Keeping in view the abovesaid facts and circumstances, the present petition is disposed of with direction to the Investigating Officer to consider all the documents which are submitted alongwith the present petition before preparing a final report under Section 173 of Cr.P.C..

It is clarified that in case, the report under Section 173 of Cr.P.C. is against the petitioner, then the petitioner would be at liberty to file a fresh petition challenging the FIR and final report under Section 173 of Cr.P.C.

10.12.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No