

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

**Criminal Misc. No.M-10740-2022**

**Date of Decision: April 28, 2022**

Parveen Kumar

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU**

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Present: - Mr. Sandeep Kotla, Advocate  
for the petitioner.

Mr.Saurabh Girdhar, AAG, Haryana.

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**HARINDER SINGH SIDHU, J.**

Present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.741 dated 26.11.2019, under Sections 420, 467, 468, and 471 IPC, registered at Police Station DLF District Gurugram and all other consequential proceedings arising therefrom.

FIR was registered on the basis of a complaint submitted by the office of Deputy Commissioner Gurugram. It was alleged that one Arif Khan of Creative Roots Event Private Ltd. had organized a Life Style Exhibition on 25.11.2019 to 26.11.2019 at the courtyard of Marriott, B-Block, Sushant Lok Gurugram. It was alleged that in this regard permission Memo No. 736/MV dated 22.11.2019 was received in the office of Deputy Commissioner, Gurugram. However, the same had not been issued by the office of Deputy Commissioner. It was alleged that the organizer had itself

prepared and forged the permission letter. It was requested that necessary action be taken.

On receipt of the complaint, FIR was registered and investigation was carried out by LASI Munesh Kumari. During investigation photocopy of NOC memo No.736 dated 22.11.2019 allegedly issued by the office of Deputy Commissioner, Gurugram was taken into police possession. It was confirmed by the office of Deputy Commissioner Gurugram that no such permission was issued on 22.11.2019 by the office. Arif Khan was joined in investigation. During investigation Arif Khan stated that he used to organize exhibitions under the name of Life Style Exhibition through Creative Roots Event Private Ltd. Company on different locations. Parveen Kumar (petitioner) used to get permission for the exhibitions organized in Gurugram from office of Deputy Commissioner, Gurugram. For this purpose Arif has given his ID, Pan Card and Letter Head of the Company to Parveen Kumar (petitioner) to enable him to get NOC from the office of Deputy Commissioner, Gurugram. He also disclosed that NOC No. 736 dated 22.11.2019 from DC Office, Gurugram was sent on his mobile No.9818783447 from the mobile of Parveen Kumar (petitioner) number 8076089804. Arif Khan also produced four pages of photocopy of screen shots of whatsapp regarding the NOC memo number 736/MV dated 22.11.2019 which had been received by him on his mobile from the mobile of the petitioner through whatsapp. The same were taken into possession.

On 15.08.2020 Parveen Kumar (petitioner) was joined in investigation. A white color mobile phone No. 8076089804 from which he

had sent the forged NOC Memo No.736 dated 22.11.2019 to the mobile of Arif Khan was taken into possession. During investigation petitioner got recorded his statement that he had got this NOC from one Pankaj, However, the said Pankaj could not be located. The investigation disclosed that the original NOC had been destroyed by the petitioner. Thereafter offences under Section 420, 120B IPC were added.

On 10.01.2021 Arif Khan produced the earlier NOCs No.278 dated 04.10.2019 and NOC No.418 dated 14.12.2019 from Deputy Commissioner Office, Gurugram which had been sent to him by the petitioner-Parveen Kumar. After verification these NOCs were found to be genuine. Arif Khan was found to be innocent. On conclusion of investigation the final report u/s 173 Cr.P.C. was presented against the petitioner. Pankaj could not be arrested as his complete address was not furnished.

Learned counsel for the petitioner has argued that the petitioner has been falsely implicated in the case. He is running an event management company. He used to manage events in the NCR region. The petitioner is not involved in any type of business of obtaining permission from the office of Deputy Commissioner, Gurugram for organizing exhibitions of any type. Such permission is given by the office of Deputy Commissioner in a prescribed performa. Such permissions are usually taken through agents who have their business establishments outside the office of Deputy Commissioner. There is no evidence to connect the petitioner with the alleged forged permission letter. The main accused Pankaj who has prepared

the forged NOC for the event has not been arrested.

It is not possible to accept the contention of learned counsel for the petitioner. During investigation NOC Memo No.736 dated 22.11.2019 has been found to be forged. Arif Khan who had organized the Life Style Exhibition at Marriott, Sushant Lok, Gurugram has stated that the forged NOC Memo No.736 dated 22.11.2019 had been received by him through whatapp on his mobile from the mobile of the petitioner. The screen shots thereof have been taken into possession during investigation. The mobile phones of the petitioner and Arif Khan were also taken into possession. The factum of sending of the forged NOC memo No.736 dated 22.11.2019 from the mobile phone of the petitioner to Arif has been established.

In these circumstances, it cannot be said no offence is made out against the petitioner. The fact that Pankaj, who according to the petitioner had given him the NOC has not yet been arrested is not a ground to quash the proceedings.

Accordingly, there is no merit in the present petition and the same is dismissed.

**April 28, 2022**  
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**(HARINDER SINGH SIDHU)**  
**JUDGE**

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| Whether Speaking / Reasoned | Yes      |
| Whether Reportable          | Yes / No |