

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

248

CRM-M-15304-2019 (O&M)
Date of decision: 08.07.2022

VIKAS REDHU AND ANOTHER

....Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present : Mr. Arvind Rajotia, Advocate
for the petitioners.

Mr. Kanwar Sanjiv Kumar, AAG Haryana.

VINOD S. BHARDWAJ. J. (ORAL)

The instant petition has been filed under Section 482 CrPC for quashing of the impugned complaint No.1207-08 dated 01.10.2018 (Annexure P/4) vide which it is alleged that false allegations have been raised against the petitioners by respondent No.3 and respondent No.2 had issued summons to the petitioners in an illegal and arbitrary manner.

Reply by way of affidavit of Pushpa, Deputy Superintendent of Police, Headquarters Jind has been filed on behalf of the respondent-State. The relevant extracts of the same reads thus:-

That on this, a case bearing FIR No. 343 dated 26.09.2018 u/s 452,188 IPC was registered at Police Station Civil Lines, Jind. Investigation of this case was conducted by E/SI Hari Kishan. During the course investigation of the case on 25.11.2018 section 452 IPC was deleted and 448 IPC was added in this case. On 30.11.2018, Smt. Suresh-respondent No.3 was joined in the investigation of the case and arrested in this case. After concluding investigation final investigation of the case was prepared on 04.12.2018 and on 13.12.2018 the same was

presented in the concerned court for adjudication. Now the case is fixed on 27.08.2019 for consideration of charge. So far as allegations of theft of Rs.1,80,000/- cash and ornaments amounting to Rs.50 Lacs approx are concerned, in this regard it submitted that false and frivolous allegations of theft has been levelled against the petitioner because proper videography of the entire process of taking possession of aforementioned house got conducted by the Duty Magistrate. Even during the course of investigation of the aforementioned case/ enquiry of the complaint of the respondent No.3 no evidence came on file to sustain the above allegation of theft and the same were found false. It seems that the respondent No.3 in order to pressurise the Banl Authorities to settle the matter has levelled false and frivolous allegation of theft of cash and ornaments.

Learned counsel for the petitioner submits that in view of the averments contained in the reply so filed on behalf of the respondent-State, no further grievance of the petitioner survives and the same is rendered infructuous.

Dismissed as having been rendered infructuous.

(VINOD S. BHARDWAJ)
JUDGE

July 08, 2022

S.Sharma(syr)

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>