

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

116

CRM-M-36659-2021

Date of decision:06.01.2022

JASPAL SINGH AND ANR

...petitioners

V/S

STATE OF PUNJAB AND OTHERS

...respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr.Ankur Malik, Advocate for the petitioners

Mr.M.S.Nagra, AAG Punjab

Amol Rattan Singh, J. (Oral)

Case heard by video conferencing.

By this petition, the petitioners seek quashing of FIR no.120 dated 04.11.2020, registered at Police Station Khanauri, District Sangrur, for the alleged commission of offences punishable under Sections 420 and 406 of the IPC, as also all other subsequent proceedings arising therefrom.

Though learned counsel for the petitioners has sought an adjournment for the fifth time in succession, when this court was inclined to dismiss this petition on that ground alone, learned counsel points to the fact that prior to the complaint leading to the registration of the FIR, petitioner no.1 had filed two civil suits, in the first of which (copy annexure P-1), the complainant in the FIR is a defendant. However, as regards the second suit (copy Annexure P-2), the complainant is not even a defendant therein. Hence, no notice is taken of that suit by this court at all.

Though notice of motion is still to be issued, upon query to learned State counsel, he submits that as per his instructions, the report under Section 173(2) Cr.P.C.had already been submitted to the competent court.

That being so, I see no ground to entertain this petition, at this stage, which is consequently dismissed. However, it is made clear that dismissal of this petition would naturally not influence the trial court in any manner, which would proceed with the trial wholly on the basis of the evidence led before it.

(AMOL RATTAN SINGH)
JUDGE

06.01.2022

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