

**201-2**

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

**CRM-M No.40202 of 2021 (O&M)**

**Date of decision: 13.12.2022**

Gurvinder Kumar

....Petitioner

Versus

State of Punjab and another

....Respondents

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

**Present:** Mr. Ravinder Singh, Advocate  
for Mr. Ish Puneet Singh, Advocate  
for the petitioner.

Mr. Shubham Kaushik, DAG, Punjab.

Mr. Ankur Bansal, Advocate  
for the respondent/complainant.

**ARVIND SINGH SANGWAN J. (Oral)**

Prayer in this petition is for quashing of FIR No.96 dated 22.05.2017 registered under Sections 406, 420, 465, 467, 468, 471 IPC at Police Station Division No.7, District Jalandhar and all other subsequent proceedings arising therefrom.

Reply by way of affidavit of the Assistant Commissioner of Police, Model Town, Jalandhar, as well as the reply on behalf of the complainant, are already on record.

It is stated in the reply filed by the Assistant Commissioner of Police, Jalandhar that the enquiry was conducted by Economic Offences Wing (Investigation), Commissionerate Police, Jalandhar, and in the enquiry, the allegations against the petitioner Gurvinder Kumar and Mahesh Kumar, were found to be correct as it was found that a sum of Rs.38.00 lacs was given to the petitioner by the

respondent/complainant at three different intervals and the limit of Rs.2 crores shown by the accused persons was found to be forged as there was a connivance between both the accused persons. Even the Manager of the Bank has made a statement that he has not attested the cheque given by the petitioner as a valid cheque for payment. It is also stated that Mahesh Kumar was granted anticipatory bail but later on, he has been declared as proclaimed offender by the trial Court on 18.12.2019 and challan qua him is also presented in his absence.

Counsel for the State, on instructions from SI Nirmal Singh, has submitted that the charges have already been framed and trial has commenced and out of 17 PWs, 02 PWs have also been examined.

After hearing the counsel for the parties, I find no ground to quash the impugned FIR No.96 dated 22.05.2017; the present petition is accordingly, dismissed.

**(ARVIND SINGH SANGWAN)**  
**JUDGE**

**13.12.2022**  
*yakub*

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No