

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

CRM-M-54645 of 2022(O&M)

Date of Decision: 23.11.2022

Vivek Seth & Ors.

...Petitioners

Versus

State of Haryana & Anr.

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. D.S. Matya, Advocate
For the petitioners.**

KARAMJIT SINGH, J.

The present petition has been filed by the petitioners seeking quashing of impugned order dated 09.02.2021 (Annexure P-6) passed by the Court of learned Judicial Magistrate Ist Class Gurugram in FIR No. 62 dated 27.02.2020, under Sections 120-B, 406, 420 and 180 IPC at Police Station Khedki Daula, District Gurugram, vide which the application filed by respondent No.2/ complainant under Section 173(8) Cr.P.C. for conducting further investigation was allowed at the back of the petitioners.

The counsel for the petitioners submits that while passing impugned order Annexure P-6 the learned trial Court directed the police to conduct further investigation in the present case under Section 173 (8) Cr.P.C. qua the forged courier receipt and the case was adjourned for awaiting the report of the Investigating Officer. That in compliance of the order, the matter was further investigated but nothing was found against the

petitioners and accordingly the investigating officer filed report (Annexure P-9) under Section 173(8) Cr.P.C. which is dated 19.10.2022. The counsel for the petitioners further submits that as per the said report nothing incriminating came out during the investigation regarding forged courier receipt. The counsel for the petitioner further submits that the learned trial Court has not accepted the report (Annexure P-9) till date. So, prayer is made that necessary directions in this regard be given to the trial Court.

In the light of the aforesaid factual matrix, the present petition is hereby disposed of in the light of the report (Annexure P-9) dated 19.10.2022 with a direction to the trial Court to deal the matter in accordance with law.

23.11.2022
Jiten

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No