

CRM-M-4684-2023

Date of Decision: 30.01.2023

Sharad Bajaj and others

..... Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Prateek Rathee, Advocate, for the petitioners.

Rajesh Bhardwaj, J. (ORAL)

The petitioners have filed the present petition seeking quashing of impugned order dated 26.02.2020 passed by the learned JMIC, Gurugram in complaint case No.629 of 2019 dated 11.12.2019, under Section 156(3) Cr.P.C. titled as Corporate Landlord India Private vs. State, whereby, the complaint was allowed and direction was issued to the police officials concerned to register the FIR under the relevant provisions of law and further quashing of order dated 20.01.2023 passed by the learned Additional Sessions Judge, Gurugram dismissing the revision filed by the petitioners.

Learned counsel for the petitioners has submitted that as per the allegations the dispute between the petitioners and the private respondents is of civil in nature and no cognizable offence is made out from the same. He submits that despite that both the Courts below have fallen in error in directing the police officials for investigation.

Notice of motion.

Mr. B.S. Virk, Deputy Advocate General, Haryana, accepts notice on behalf of the State.

However, after arguing for some time, learned counsel for the petitioners prays for withdrawal of the present petition with liberty to the

petitioners to pursue their remedy before the concerned authority as per law.

Allowed to do so.

Dismissed as withdrawn with liberty as prayed for.

However, the concerned authority would proceed in the matter keeping in view the grievances raised by the petitioners alongwith all the attending circumstances of the case in accordance with law.

30.01.2023
sharmila

(RAJESH BHARDWAJ)
JUDGE

Whether Speaking/Reasoned	:Yes/No
Whether Reportable	:Yes/No